

THURSDAY, APRIL 19, 2018

SEVENTY-FIFTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Dr. Timothy M. Hill, Presiding Bishop, Church of God, Cleveland, TN.

Representative K. Brooks led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Moon, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 93

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Gravitt

Representative Rogers

Representative Casada

Representative Shaw

PRESENT IN CHAMBER

Reps. Love and Parkinson were recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 329 Rep. Gilmore as prime sponsor.

House Resolution No. 346 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 1083 Reps. Cooper, Staples, Forgety, Doss and Carter as prime sponsors.

House Joint Resolution No. 1084 Reps. Staples, Cooper, Forgety, Doss and Carter as prime sponsors.

House Joint Resolution No. 1086 Reps. Staples, Cooper, Powell, Forgety, Doss and Carter as prime sponsors.

House Joint Resolution No. 1087 Reps. Forgety, Doss, Carter as prime sponsors.

House Joint Resolution No. 1088 Reps. Staples, Forgety, Doss and Carter as prime sponsors.

House Joint Resolution No. 1089 Reps. Staples, Cooper, Forgety, Camper, Doss and Carter as prime sponsors.

House Joint Resolution No. 1090 Reps. Staples, Cooper, Forgety, Camper, Doss and Carter as prime sponsors.

House Joint Resolution No. 1091 Reps. Staples, Cooper, Forgety, Camper, Doss and Carter as prime sponsors.

House Joint Resolution No. 1092 Reps. Staples, Cooper, Forgety, Camper, Doss and Carter as prime sponsors.

House Joint Resolution No. 1275 Rep. T. Hill as prime sponsor.

House Bill No. 1028 Reps. Hardaway, Beck, Moody, Calfee and Keisling as prime sponsors.

House Bill No. 1623 Reps. Parkinson, Towns and Hardaway as prime sponsors.

House Bill No. 2104 Reps. Akbari, Hardaway and Camper as prime sponsors.

House Bill No. 2381 Reps. Windle and Carter as prime sponsors.

House Bill No. 2433 Rep. Thompson as prime sponsor.

MESSAGE FROM THE SENATE
April 19, 2018

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2362; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2362 -- Health Care - As introduced, directs the commissioner of health to study issues related to healthcare access and healthcare status of populations affected by the implementation of Chapter 1043 of the Public Acts of 2016; the commissioner shall report the findings and any recommendations arising out of the study to the health committee of the house of representatives and the health and welfare committee of the senate on or before January 15, 2019. - Amends TCA Title 4; Title 7; Title 33; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Crowe, *Green, *Massey, *Haile, *Reeves. (*HB2219 by *Sexton C, *Kumar, *Terry, *Whitson, *Jernigan, *White D)

MESSAGE FROM THE SENATE
April 19, 2018

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1549; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 19, 2018

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 967; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 967 -- Memorials, Personal Achievement - Matthew Thomas King, Eagle Scout. by *Johnson.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Akbari was recognized in the Well, joined by the Shelby County delegation, to honor the Hamilton High School boys' basketball team, TSSAA Class AA State Champions.

RESOLUTION READ

The Clerk read House Joint Resolution No. 1023, adopted April 4, 2018.

House Joint Resolution No. 1023 -- Memorials, Sports - Hamilton High School boys' basketball team, TSSAA Class AA State Champions. by *Akbari, *Coley.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 23, 2018:

House Joint Resolution No. 1281 -- Memorials, Academic Achievement - Sabrina Kimble, Salutatorian, Overton High School. by *Camper.

House Joint Resolution No. 1282 -- Memorials, Academic Achievement - Wilson Wang, Valedictorian, Overton High School. by *Camper.

House Joint Resolution No. 1283 -- Memorials, Interns - Mason Borneman. by *Fitzhugh.

House Joint Resolution No. 1284 -- Memorials, Interns - Samantha Beltran. by *Stewart.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for April 23, 2018:

Senate Joint Resolution No. 930 -- Memorials, Recognition - Kameron Richard, Boys and Girls Clubs Youth of the Year. by *Norris.

Senate Joint Resolution No. 931 -- Memorials, Recognition - Jacob Conner, Boys and Girls Clubs Youth of the Year. by *Yager.

Senate Joint Resolution No. 932 -- Memorials, Academic Achievement - Synthia Kaye Simpkins, Valedictorian, Waverly Central High School. by *Roberts.

Senate Joint Resolution No. 933 -- Memorials, Academic Achievement - Mary Margaret Nix, Valedictorian, Waverly Central High School. by *Roberts.

Senate Joint Resolution No. 934 -- Memorials, Academic Achievement - Kayln Marie Grice, Valedictorian, Waverly Central High School. by *Roberts.

Senate Joint Resolution No. 935 -- Memorials, Academic Achievement - Katherine Evelyn Wallace, Valedictorian, Waverly Central High School. by *Roberts.

Senate Joint Resolution No. 936 -- Memorials, Academic Achievement - John Charles Tidwell III, Valedictorian, Waverly Central High School. by *Roberts.

Senate Joint Resolution No. 937 -- Memorials, Academic Achievement - Hayden Kirk James Roberts, Valedictorian, Waverly Central High School. by *Roberts.

Senate Joint Resolution No. 938 -- Memorials, Academic Achievement - Ashley Cara Arnold, Valedictorian, Jo Byrns High School. by *Roberts.

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Senate Joint Resolution No. 939 -- Memorials, Academic Achievement - Samantha Danielle Morton, Salutatorian, Jo Byrns High School. by *Roberts.

Senate Joint Resolution No. 940 -- Memorials, Professional Achievement - Joe Ozment, President of Tennessee Association of Criminal Defense Lawyers. by *Harris, *Kyle.

Senate Joint Resolution No. 941 -- Memorials, Recognition - Breez LaLonde, Boys and Girls Clubs Youth of the Year. by *Reeves.

Senate Joint Resolution No. 942 -- Memorials, Recognition - Arrionna Carlton, Boys and Girls Clubs Youth of the Year. by *Johnson.

Senate Joint Resolution No. 943 -- Memorials, Recognition - Dylan McClanahan, Boys and Girls Clubs Youth of the Year. by *Niceley.

Senate Joint Resolution No. 944 -- Memorials, Recognition - University of Tennessee Plateau AgResearch and Education Center, 75th anniversary. by *Bailey.

Senate Joint Resolution No. 945 -- Memorials, Recognition - Jaylon Sims, Boys and Girls Clubs Youth of the Year. by *Kelsey, *Kyle.

Senate Joint Resolution No. 947 -- Memorials, Recognition - Kevin J. Worthen. by *Gardenhire, *Watson.

Senate Joint Resolution No. 948 -- Memorials, Recognition - KeOnna Lawrence, Boys and Girls Clubs Youth of the Year. by *Watson, *Gardenhire.

Senate Joint Resolution No. 949 -- Memorials, Interns - James B. Stinnett. by *Watson.

Senate Joint Resolution No. 950 -- Memorials, Interns - Danielle Rosser. by *Kyle.

Senate Joint Resolution No. 951 -- Memorials, Public Service - Commissioner Robert Martineau. by *Southerland, *Haile, *Yarbro.

Senate Joint Resolution No. 952 -- Memorials, Death - Gilbert DeRieux Pickel. by *Yager.

Senate Joint Resolution No. 953 -- Memorials, Recognition - South Gate Lodge #569 F&AM Masonic Temple, 125th anniversary. by *Yager.

Senate Joint Resolution No. 954 -- Memorials, Recognition - Food City, 100th anniversary. by *Massey, *Watson.

Senate Joint Resolution No. 955 -- Memorials, Death - Wanda Parrett Craven. by *McNally.

Senate Joint Resolution No. 956 -- Memorials, Interns - Marvin General Williamson II. by *Kelsey.

Senate Joint Resolution No. 957 -- Memorials, Interns - Hayes O'Donnell. by *Kelsey.

THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Senate Joint Resolution No. 967 -- Memorials, Personal Achievement - Matthew Thomas King, Eagle Scout. by *Johnson.

CONSENT CALENDAR

House Resolution No. 329 -- Memorials, Sports - Vanderbilt women's bowling team, NCAA National Champions. by *Clemmons.

House Resolution No. 330 -- Memorials, Recognition - Linda Street. by *Cooper.

House Resolution No. 331 -- Memorials, Recognition - Carolyn Hardy. by *Cooper.

House Resolution No. 332 -- Memorials, Recognition - Tanja Mitchell. by *Cooper.

House Resolution No. 333 -- Memorials, Recognition - Paula Casey. by *Cooper.

House Resolution No. 334 -- Memorials, Recognition - Mark H. Luttrell, Jr. by *Cooper.

House Resolution No. 335 -- Memorials, Recognition - Jeff Sanford. by *Cooper.

House Resolution No. 336 -- Memorials, Recognition - Memphis Chamber of Commerce. by *Cooper.

House Resolution No. 337 -- Memorials, Recognition - Stax Museum. by *Cooper.

House Resolution No. 338 -- Memorials, Recognition - National Civil Rights Museum. by *Cooper.

House Resolution No. 339 -- Memorials, Recognition - Emily Yellin. by *Cooper.

House Resolution No. 340 -- Memorials, Recognition - Reduce Food Waste Month. by *Cooper.

House Resolution No. 341 -- Memorials, Personal Occasion - Brooksie Burnet, 100th birthday. by *Halford.

House Resolution No. 342 -- Memorials, Interns - Richmond Scott Hall. by *Sargent.

House Resolution No. 343 -- Memorials, Interns - Sabrina Huffman. by *Sargent.

House Resolution No. 344 -- Memorials, Professional Achievement - Tina Atkinson, 2018 Art Teacher of the Year in Tennessee. by *Clemmons.

House Resolution No. 345 -- Memorials, Interns - John Hitchcock. by *Williams.

House Resolution No. 346 -- Memorials, Recognition - Krishun Lovelace, Mr. HBCU. by *Turner, *Thompson, *Akbari, *Favors, *Shaw, *Gilmore, *Cooper, *Staples, *Towns, *Powell, *Parkinson, *DeBerry, *Miller, *Hardaway, *Camper.

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House Joint Resolution No. 1258 -- Memorials, Recognition - WGU Tennessee, 5th Anniversary. by *Brooks H.

House Joint Resolution No. 1259 -- Memorials, Death - Timothy S. Daniels. by *Hazlewood, *Curcio.

House Joint Resolution No. 1260 -- Memorials, Interns - Grace Boze. by *Faison.

House Joint Resolution No. 1261 -- Memorials, Academic Achievement - Kihley Bellamy, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1262 -- Memorials, Academic Achievement - Kelsey Browning, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1263 -- Memorials, Academic Achievement - Sara Burnette, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1264 -- Memorials, Academic Achievement - Ethan Galloway, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1265 -- Memorials, Academic Achievement - Noah Johnson, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1266 -- Memorials, Academic Achievement - Katheryn Luckadoo, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1267 -- Memorials, Academic Achievement - Brannon Ragsdale, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1268 -- Memorials, Academic Achievement - Colton Short, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1269 -- Memorials, Academic Achievement - Susanna Skelton, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1270 -- Memorials, Academic Achievement - Trevor Stanley, Top Ten Senior, Volunteer High School. by *Hicks.

House Joint Resolution No. 1271 -- Memorials, Academic Achievement - Kara Stofel, Valedictorian, Culleoka Unit School. by *Butt.

House Joint Resolution No. 1272 -- Memorials, Academic Achievement - McKinley Stovall, Salutatorian, Culleoka Unit School. by *Butt.

House Joint Resolution No. 1273 -- Memorials, Academic Achievement - Kathy Jean Jennings, Valedictorian, Clinch High School. by *Hicks.

House Joint Resolution No. 1274 -- Memorials, Academic Achievement - Kortney Lawson, Salutatorian, Clinch High School. by *Hicks.

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House Joint Resolution No. 1275 -- Memorials, Recognition - Food City, 100th anniversary. by *Crawford, *Hulsey, *Hicks.

House Joint Resolution No. 1276 -- Memorials, Interns - Tierra Holloway. by *DeBerry.

House Joint Resolution No. 1277 -- Memorials, Retirement - Rhonda Pitts. by *Moon, *Ramsey.

House Joint Resolution No. 1278 -- Memorials, Recognition - Highland Church of Christ, 90th anniversary. by *Coley.

House Joint Resolution No. 1279 -- Memorials, Interns - Scarlett Lichterman. by *Coley.

House Joint Resolution No. 1280 -- Memorials, Recognition - Orpheum Theatre. by *Coley.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	91
Noes.....	0
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 91

Representatives present and not voting were: Littleton, White D. -- 2

A motion to reconsider was tabled.

RECESS MOTION

Rep. Williams moved that the House stand in recess until 10:00 a.m., which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED

On motion of Rep. Hawk the roll call was dispensed with.

SPECIAL ORDER

Without objection, Rep. Williams moved the House to take the Message Calendar, out of order at this time as follows:

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 3** -- Civil Procedure - As introduced, makes licensed clinical social workers exempt from subpoena to trial but subject to subpoena to a deposition. - Amends TCA Title 24, Chapter 9, Part 1. by *Goins, *Hardaway. (SB41 by *Southerland, *Bell)

Senate Amendment No. 1

AMEND House Bill No. 3 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 24-9-101(a), is amended by adding the following new subdivision:

(9) A licensed clinical social worker, as defined in § 63-23-105 and engaged solely in independent clinical practice, in proceedings in which the department of children's services is the petitioner or intervening petitioner.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

Rep. Goins moved that the House concur in Senate Amendment No. 1 to **House Bill No. 3**, which motion prevailed by the following vote:

Ayes 79
Noes 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dunn, Eldridge, Faison, Favors, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matlock, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rudd, Sanderson, Sexton C., Sexton J., Sherrell, Smith,

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Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madame Speaker Harwell --
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A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Gilmore

Representative McDaniel

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 447** -- Alcoholic Beverages - As introduced, makes ineligible for a certain defense to prosecution a person charged with criminal trespass at a licensed retail package store. - Amends TCA Title 57, Chapter 2; Title 57, Chapter 3 and Title 57, Chapter 4. by *Sargent, *Curcio. (SB793 by *Dickerson)

Rep. Sargent moved that the House concur in Senate Amendment No. 2.

Rep. Sargent moved that **House Bill No. 447** be reset for the the next available Message Calendar, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

MOTION TO RECONSIDER

Senate Bill No. 1302 -- Child Abuse - As introduced, requires the department of children's services to develop instructional guidelines for child safety training programs for members of professions that frequently deal with children who may be at risk of abuse; requires certain licensing boards to create child safety training programs; requires certain professionals to complete the appropriate child safety training program prior to license renewal. - Amends TCA Title 37, Chapter 1, Part 4; Title 49, Chapter 5, Part 1; Title 63, Chapter 23; Title 63, Chapter 6, Part 2; Title 63, Chapter 7, Part 1 and Title 63, Chapter 9. by *Harris, *Yarbro. (*HB1337 by *Hardaway, *Akbari, *Camper, *Cooper, *Favors, *Jones, *Hazlewood, *Stewart, *Casada, *White M, *Turner, *Thompson, *Love, *Clemmons, *Gilmore, *Dunn, *Coley)

Rep. Hardaway move to lift from the table the motion to reconsider action in passing Senate Bill No. 1302, which motion prevailed.

Rep. Hardaway move to reconsider action in passing Senate Bill No. 1302, which motion prevailed.

Rep. Hardaway moved that Senate Bill No. 1302 be passed on third and final consideration.

Rep. Sargent move that the House reconsider its action on House Amendment No. 3, which motion prevailed.

Rep. Sargent moved House Amendment No. 3 be withdrawn, which motion prevailed:

Rep. Hardaway moved that the House consider House Amendment No. 6 pursuant to **Rule No. 60 (B)**, which motion prevailed by the following vote:

Ayes 82
Noes..... 3

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Calfee, Camper, Carr, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Favors, Fitzhugh, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 82

Representatives voting no were: Carter, Farmer, Rudd -- 3

Rep. Hardaway moved adoption of House Amendment No. 6 as follows:

House Amendment No. 6

AMEND House Bill No. 1337 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 37, Chapter 1, Part 4, is amended by adding the following as a new, appropriately designated section:

(a) By January 1, 2019, the department of children's services shall develop guidelines on the best practices for identifying and reporting signs of child abuse, child sexual abuse, and human trafficking in which the victim is a child. The department of education shall use the guidelines to identify child abuse training programs appropriate for teachers. The programs identified by the department of education must train teachers on the common signs of child abuse, child sexual abuse, and human trafficking in which the victim is a child; how to identify children at risk of abuse, sexual abuse, or human trafficking; maintenance of professional and appropriate relationships with students; and the requirements for reporting suspected child abuse and sexual misconduct.

(b) Beginning with the 2019-2020 school year, each LEA and each public charter school shall ensure its teachers complete a child abuse training program identified by the department of education pursuant to subsection (a), or a training

program that meets the guidelines established by the department of children's services pursuant to subsection (a), as part of the teacher's annual in-service training. Each LEA and each public charter school shall annually report its compliance with this section to the department of education.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Hardaway moved adoption of House Amendment No. 6, which motion prevailed by the following vote:

Ayes 86
Noes..... 4

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton J., Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 86

Representatives voting no were: Carter, Rudd, Sherrell, Zachary -- 4

Rep. Hardaway moved that **Senate Bill No. 1302** be reset for the the next available Message Calendar, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

***Senate Bill No. 1549** -- Sunset Laws - As introduced, extends the real estate commission for one year to June 30, 2019. - Amends TCA Title 4, Chapter 29, Part 2 and Title 62, Chapter 13. by *Bell. (HB1657 by *Faison, *Ragan)

Rep. Faison moved that the House refuse to recede from its action in adopting House Amendment No. 1 to **Senate Bill No. 1549**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

MOTION TO RECONSIDER

***Senate Bill No. 1560** -- Sunset Laws - As introduced, extends the Tennessee film, entertainment and music commission for four years to June 30, 2022. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3, Part 50. by *Bell. (HB1638 by *Faison, *Ragan, *Hardaway)

Rep. Faison moved to lift from the table the motion to reconsider action in passing Senate Bill No. 1560, which motion prevailed.

Rep. Faison moved to reconsider action in passing Senate Bill No. 1560, which motion prevailed.

Rep. Faison moved that Senate Bill No. 1560, as amended, be passed on third and final consideration.

Rep. Farmer moved that the House reconsider its action on House Amendment No. 1, which motion prevailed.

Rep. Faison moved House Amendment No. 1 be withdrawn, which motion prevailed:

Rep. Faison moved that **Senate Bill No. 1560** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Calfee, Camper, Carr, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 92

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGES

***Senate Bill No. 1688** -- Political Parties - As introduced, prohibits a statewide political party or recognized minor party from adopting a party rule that would preclude an honorably discharged veteran from qualifying as a candidate for office based on the number of times the veteran voted during the previous three general elections. - Amends TCA Title 2, Chapter 13, Part 1. by *Briggs, *Bailey, *Gresham, *Harris. (HB1938 by *Ragan, *Reedy, *Alexander, *Moon, *Camper, *Favors, *Calfee, *Kumar, *Thompson)

Rep. Ragan moved that the House refuse to recede from its action in adopting House Amendment No. 4 to **Senate Bill No. 1688**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 1832** -- Controlled Substances - As introduced, revises various provisions of law regarding the scheduling of controlled substances and their analogues and derivatives, including updated identifications of drugs categorized in Schedules I–V; authorizes sentence reduction credits for prisoners who successfully complete intensive substance use disorder treatment program. - Amends TCA Title 39, Chapter 17, Part 4; Title 41, Chapter 21, Part 2; Title 53 and Title 63. by *Hawk, *Casada, *Dunn, *Kumar, *Love, *Favors, *Johnson, *Hardaway, *Thompson, *Akbari, *Camper, *White M, *Staples, *Powers. (SB2258 by *Norris, *Yager, *Haile)

Rep. Dunn moved that **House Bill No. 1832** be reset for the Message Calendar on April 23, 2018, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

Senate Bill No. 1879 -- Planning, Public - As introduced, prevents new or amended subdivision regulations proposed by a regional planning commission from taking effect until approved by the county legislative body of any county, and by the governing body of any municipality, lying wholly or partly within the region; removes requirement that a regional planning commission hold a public hearing on subdivision regulations prior to adoption. - Amends TCA Title 13. by *Briggs, *Massey. (*HB1920 by *Staples, *Smith, *Kane, *Zachary, *Brooks H, *Dunn, *Daniel)

Rep. Staples moved that the House refuse to recede from its action in adopting House Amendment No. 1 to **Senate Bill No. 1879**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 2116** -- Environmental Preservation - As introduced, designates an area in Morgan County as the JustBeGreen development area for purposes of sustainable living and sustainable economic development. - Amends TCA Title 7; Title 11 and Title 13. by *Windle. (SB2082 by *Yager)

Senate Amendment No. 1

AMEND House Bill No. 2116 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 7, is amended by adding the following new chapter:

7-91-101.

An area of property meeting the following description may be deemed, in accordance with this chapter, the JustBeGreen Villages of America development area, and the future site of an agricultural and educational based development

supported by state-of-the-art smart technologies to be known as JustBeGreen Villages of America, for purposes of sustainable living and sustainable economic development, including, but not limited to, the development of sustainable technologies, products, and agriculture:

(1) The property is located in a county with a population of not less than twenty-one thousand nine hundred (21,900) and not more than twenty-two thousand (22,000), according to the 2010 or any subsequent federal census; and

(2) The property consists of not less than two thousand (2,000) contiguous acres.

7-91-102.

(a) One (1) or more property owners of property within an area described under § 7-91-101 may petition the county commission to be deemed the JustBeGreen Villages of America development area.

(b) For purposes of filing a petition under subsection (a), property owners shall provide to the county commission:

(1) A description of all property to be included in the proposed development area;

(2) The identity of each property owner filing the petition; and

(3) A description of the proposed development and its purpose and land uses within the development area.

(c) Upon receipt of a petition, the county commission may adopt a resolution:

(1) Designating the area described in the petition as the JustBeGreen Villages of America development area; and

(2) Authorizing the area to be referred to as JustBeGreen Villages of America.

7-91-103.

The JustBeGreen Villages of America development area, designated JustBeGreen Villages of America in accordance with this chapter, is not a municipality for purposes of this code, and does not have the corporate powers and authority of a municipality under this code.

7-91-104.

This chapter is repealed on July 1, 2026.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Windle moved that the House concur in Senate Amendment No. 1 to **House Bill No. 2116**, which motion prevailed by the following vote:

Ayes 86
Noes 4

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulse, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 86

Representatives voting no were: Butt, Daniel, Holt, Moody -- 4

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGES

House Bill No. 2141 -- County Officers - As introduced, requires each elected constable to complete 40 hours of in-service course time every 12 months in office rather than completing 40 hours of course time within 12 months of a constable's election. - Amends TCA Section 8-10-202. by *Hill T. (*SB2054 by *Crowe)

Rep. T. Hill moved that the House non-concur in Senate Amendment No. 1 to **House Bill No. 2141**, which motion prevailed.

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 2195** -- Local Government, General - As introduced, prohibits local governments from adopting or enforcing regulations that prohibit or restrict the display of a flag on a property owner's property except when necessary to promote public health and safety. - Amends TCA Title 5, Chapter 5; Title 6, Chapter 54 and Title 13, Chapter 7. by *Goins, *Littleton, *Zachary, *White M, *Gravitt, *Powers, *Terry, *Windle, *Camper, *Rogers, *Sherrell, *Kumar, *Holsclaw, *Gant, *Butt, *Crawford. (SB2117 by *Niceley, *Bailey)

Senate Amendment No. 2

AMEND House Bill No. 2195 by deleting the language "a flag" wherever it may appear in Section 1 and Section 2 and substituting instead the language "a flag of the United States of America, a flag of the state of Tennessee, the MIA/POW flag, or an official or replica flag of any branch of the United States armed forces".

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Rep. Goins moved that the House concur in Senate Amendment No. 2 to **House Bill No. 2195**, which motion prevailed by the following vote:

Ayes 90
Noes 1

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 90

Representatives voting no were: Hill T. -- 1

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 2420** -- Alcoholic Beverages - As introduced, designates the Granville Resort and Marina in the city of Granville as a premier type tourist resort for the purposes of on-premises consumption of alcoholic beverages. - Amends TCA Section 57-4-102. by *Windle, *Williams, *Weaver, *Clemmons. (SB2682 by *Bailey, *Yarbro)

Senate Amendment No. 1

AMEND House Bill No. 2420 by inserting the following new section immediately preceding the last section and redesignating the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following language as a new subdivision:

()

(i) A commercially operated facility that:

(a) Has a full-service restaurant that stands alone, or is part of a larger building or complex, but has its own entrance;

(b) Has a full-service kitchen that possesses at least one (1) of each the following: a stove; an oven; a refrigerator; and a freezer;

(c) Is open at least five (5) days per week, and serves at least twelve (12) meals each week;

(d) Has seating for at least seventy-five (75) persons at tables and has seating in the bar area at the bar, on stools around tables, or chairs around tables;

(e) Is located on at least eighteen (18) acres; and

(f) Is located in a county having a population of not less than thirty-two thousand two hundred (32,200) and not more than thirty-two thousand three hundred (32,300), according to the 2010 federal census or any subsequent federal census;

(ii) The premises of any facility licensed under this subdivision (26)() means any or all of the property that constitutes the facility; and

(iii) The property described under this subdivision (26)() may be divided into individual parcels or groups of parcels, and any commercial facility located on any of these parcels that meets the criteria in this subdivision (26)() is deemed to be a premier type tourist resort for purposes of obtaining a license;

Senate Amendment No. 2

AMEND House Bill No. 2420 by inserting the following new section immediately preceding the last section and redesignating the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following new subdivision:

() A commercially operated facility possessing each of the following characteristics:

(i) The facility is located within six and one-half (6.5) miles of Interstate 24 in any county having a population of not less than thirteen thousand seven hundred (13,700) nor more than thirteen thousand seven hundred fifty (13,750), according to the 2010 federal census or any subsequent federal census;

(ii) The facility is located on Charlie Roberts Road;

(iii) The facility is licensed to sell beer; and

(iv) The facility is a music, concert, and entertainment venue located in a cave that is home to a public television program;

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Rep. Windle moved that the House concur in Senate Amendments Nos. 1 and 2 to **House Bill No. 2420**, which motion prevailed by the following vote:

Ayes	69
Noes.....	16
Present and not voting.....	6

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks K., Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, Doss, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Halford, Hardaway, Hawk, Hazlewood, Hicks, Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kumar, Lamberth, Littleton, Love, Marsh, Matheny, McCormick, Miller, Mitchell, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Madame Speaker Harwell -- 69

Representatives voting no were: Brooks H., Butt, Dunn, Hill M., Hill T., Holt, Kane, Keisling, Lollar, Lynn, Matlock, Moody, Sexton J., Van Huss, Wirgau, Zachary -- 16

Representatives present and not voting were: DeBerry, Powers, Rudd, Sherrell, Smith, Sparks -- 6

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGES

Senate Bill No. 2705 -- Juvenile Offenders - As introduced, requires any juvenile who is adjudicated delinquent for conduct that would constitute a homicide offense if committed by an adult to be, at a minimum, committed to the department of children's services for one year or until the juvenile turns 19 years of age, whichever occurs first. - Amends TCA Title 37, Chapter 1. by *Bowling. (*HB2691 by *Alexander, *Love)

Rep. Alexander moved that the House refuse to recede from its action in adopting House Amendment No. 1 to **Senate Bill No. 2705**, which motion prevailed.

REGULAR CALENDAR NO. 2, APRIL 17, 2018, CONTINUED

***House Bill No. 1028** -- Criminal Offenses - As introduced, extends Class C misdemeanor offense for handling deadly snakes and reptiles in a manner that endangers other people to include handling deadly insects. - Amends TCA Title 39 and Title 40. by *DeBerry. (SB949 by *Kelsey)

On motion, House Bill No. 1028 was made to conform with **Senate Bill No. 949**; the Senate Bill was substituted for the House Bill.

Rep. DeBerry moved that Senate Bill No. 949 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

4468

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Amendment No. 1

AMEND Senate Bill No. 949 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-101(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(1) Assault under:

(A) Subdivision (a)(1) is a Class A misdemeanor, punishable by incarceration and a fine not to exceed fifteen thousand dollars (\$15,000);

(B) Subdivision (a)(2) is a Class A misdemeanor; and

(C) Subdivision (a)(3) is a Class B misdemeanor.

(2) Any conduct by an inmate against a correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse, that would constitute an assault under subdivision (a)(1) shall be reported by the managing authority of the institution to the appropriate district attorney general for prosecution.

(3) In addition to any other punishment that may be imposed for a violation of this section, if the relationship between the defendant and the victim of the assault is such that the victim is a domestic abuse victim as defined in § 36-3-601, and if, as determined by the court, the defendant possesses the ability to pay a fine in an amount not in excess of two hundred dollars (\$200), then the court shall impose a fine at the level of the defendant's ability to pay, but not in excess of two hundred dollars (\$200). The additional fine shall be paid to the clerk of the court imposing sentence, who shall transfer it to the state treasurer, who shall credit the fine to the general fund. All fines so credited to the general fund shall be subject to appropriation by the general assembly for the exclusive purpose of funding family violence shelters and shelter services. Such appropriation shall be in addition to any amount appropriated pursuant to § 67-4-411.

SECTION 2. Tennessee Code Annotated, Section 39-13-102, is amended by deleting subsection (d) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 39-13-102, is amended by deleting subdivision (e)(1)(a)(i).

SECTION 4. Tennessee Code Annotated, Section 39-13-102, is amended by deleting from subdivision (e)(1)(B) the language "subsection (c), or subsection (d)" and substituting instead the language "or subsection (c)".

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.

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On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. DeBerry moved that **Senate Bill No. 949**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 93

A motion to reconsider was tabled.

***House Bill No. 785** -- Boats, Boating - As introduced, requires the executive director of the wildlife resources agency, in consultation with the department of environment and conversation, to conduct a study of the risks associated with the use of nonmotorized vessels at outdoor recreation areas located on waters of the state. - Amends TCA Title 4; Title 11, Chapter 3; Title 39; Title 47; Title 56; Title 67; Title 68; Title 69 and Title 70. by *Littleton, *Kumar, *Hawk. (SB1335 by *Bailey, *Bowling, *Crowe)

On motion, House Bill No. 785 was made to conform with **Senate Bill No. 1335**; the Senate Bill was substituted for the House Bill.

Rep. Littleton moved that Senate Bill No. 1335 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. K. Brooks moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 1335 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 69, Chapter 9, Part 2 is amended by adding the following as new sections:

69-9-227.

(a) As used in this section:

(1) "Non-motorized vessels" means canoes, kayaks, stand-up paddle boards, tubes, and any other vessels powered only by their occupants and propelled by manual methods, including, but not limited to paddles and oars; and

(2) "Waters of Tennessee" means any waters within the territorial limits of this state, except privately owned ponds or lakes not used for commercial purposes.

(b)

(1) The commission is hereby authorized to establish rules, regulations, permits, and procedures regulating all aspects of commercial operations that lease or rent non-motorized vessels for non-commercial use by the public on the waters of Tennessee.

(2) The regulatory authority granted under subdivision (b)(1) shall not apply to commercial outfitters operating pursuant to and in possession of a permit issued by the United States forest service on waters in and adjacent to the Cherokee National Forest.

69-9-228.

(a) Upon the approach of an authorized emergency vessel making use of flashing lights, the operator of every other vessel shall yield the right-of-way and shall slow to a no wake speed or immediately move over at least one hundred feet (100') to a position of safety from the emergency vessels, clear of any other vessel, until the authorized emergency vessel has passed, except when otherwise directed by operators of emergency vessels.

(b) Upon approaching a stationary authorized emergency vessel, when the vessel is giving a signal by use of flashing lights, a person operating an approaching vessel shall, while proceeding with due caution, yield the right-of-way by slowing to a no wake speed or moving over at least one hundred feet (100') to a position of safety from the emergency vessels, clear of any other motorized vessel, if possible, with due regard to safety and boat traffic conditions.

(c)

(1) A violation of this section is a Class C misdemeanor.

(2) Notwithstanding § 8-21-401, the court costs imposed or assessed against any person convicted of a violation of this section may not exceed the maximum fine amount that may be imposed for a violation of this section.

(3) Nothing in this subdivision (c) shall be construed as precluding a person who violates this section from being prosecuted and convicted under any other applicable offense.

(d) This section shall not operate to relieve the operator of an authorized emergency vessel, from the duty to operate the vessel with due regard for the safety of all persons located in the vicinity of such vessels on the waters of Tennessee.

SECTION 2. Tennessee Code Annotated, Section 69-9-226, is amended by deleting subdivision (b)(2) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 69-9-226(d), is amended by deleting the language "This subsection (d) shall not apply to renters of watercraft."

SECTION 4. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Carr moved the previous question, which motion prevailed.

Rep. Littleton moved that **Senate Bill No. 1335**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes.....	4

Representatives voting aye were: Akbari, Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, McCormick, Miller, Moody, Moon, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 86

Representatives voting no were: Beck, Clemmons, Mitchell, Parkinson -- 4

A motion to reconsider was tabled.

THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

***House Bill No. 2104** -- Comptroller, State - As introduced, directs the comptroller of the treasury to report to the local government committee of the house of representatives and the state and local government committee of the senate concerning uses of federal disaster resilience funding for studying risks of catastrophes to vulnerable communities and to identify opportunities to relocate homeowners in vulnerable communities. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 13; Title 64; Title 68 and Title 69. by *Cooper, *Towns, *Love. (SB2628 by *Norris)

On motion, House Bill No. 2104 was made to conform with **Senate Bill No. 2628**; the Senate Bill was substituted for the House Bill.

Rep. Cooper moved that Senate Bill No. 2628 be passed on third and final consideration.

Rep. Wirgau moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Cooper moved that **Senate Bill No. 2628** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88
Noes..... 3

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 88

Representatives voting no were: Daniel, Dunn, Zachary -- 3

A motion to reconsider was tabled.

House Bill No. 2381 -- Memorials, Recognition - As introduced, requires the state capitol commission to develop and implement a plan for the commissioning of the Tennessee Monument to Unborn Children; requires that the monument be funded by non-state sources and placed on the capitol grounds upon completion. - Amends TCA Title 4. by *Sexton J, *Dunn, *Goins, *VanHuss, *Hill M, *Hulse, *Holt, *Reedy, *Kane, *Moody, *Hill T, *Butt, *DeBerry, *Sherrell, *Gant, *Zachary, *Moon, *Byrd, *Wirgau, *Sparks, *Weaver, *Rogers, *Powers, *Eldridge, *Howell, *Ragan, *White D. (*SB2227 by *Southerland)

Further consideration of House Bill No. 2381, previously considered on April 16, 2018 at which time it was reset for the next available Regular Calendar.

Rep. J. Sexton moved that House Bill No. 2381 be passed on third and final consideration.

Rep. Ramsey moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 2381 by deleting all language after the caption and substituting instead the following:

WHEREAS, Tennessee currently has two monuments on the capitol grounds recognizing the immoral practice of both slavery and genocide; and

WHEREAS, both practices were sanctioned by the government and justified on the idea that some humans have less value than others; and

WHEREAS, both markers state that practices that treat humans as less than human should not be repeated or forgotten; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 8, Part 3, is amended by adding the following new section:

(a) The general assembly calls for a monument to be erected on the capitol campus as a reminder of unborn children. The monument shall be in memory of the victims of abortion, babies, women, and men.

(b) One (1) member of the senate and one (1) member of the house of representatives, each appointed by their respective speaker, shall work with the state capitol commission to design and place the monument commissioned pursuant to subsection (a) at a suitable location on the capitol campus.

(c) No state funds shall be spent on the construction or placement of the monument, and the monument must be erected using private funds. The members appointed pursuant to subsection (b) shall perform their duties when in Nashville for other official business.

(d)

(1) There is created a separate account within the state general fund to be known as the Tennessee Monument to Unborn Children fund.

(2) The fund must be funded by gifts, grants, and other donations received by the state for the fund from non-state sources.

(3) Money in the fund may be used for the design, construction, and installation of the monument.

(4) At the end of each fiscal year, the commissioner of finance and administration shall carry forward any amounts remaining in the fund.

(5) Moneys in the fund must be invested by the state treasurer pursuant to title 9, chapter 4, part 6, for the sole benefit of the fund, and interest accruing on investments of and deposits into such fund must be returned to such fund and remain part of the fund.

(6) After the completion of the monument, any monies remaining in the fund must remain in the fund and be expended for the upkeep and maintenance of the monument until all monies in the fund are exhausted.

(e) Upon completion of the monument, the state capitol commission shall name the monument the "Tennessee Monument to Unborn Children, In Memory of the Victims of Abortion: Babies, Women, and Men."

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 2 was adopted.

Rep. Marsh moved the previous question, which motion prevailed.

Rep. J. Sexton moved that **House Bill No. 2381**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	63
Noes.....	15
Present and not voting.....	4

Representatives voting aye were: Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carter, Coley, Crawford, DeBerry, Doss, Dunn, Eldridge, Faison, Forgety, Gant, Goins, Halford, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Matheny, Matlock, Mitchell, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Terry, Tillis, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 63

Representatives voting no were: Beck, Camper, Clemmons, Hardaway, Jernigan, Jones, Love, Miller, Parkinson, Powell, Staples, Stewart, Thompson, Towns, Turner -- 15

Representatives present and not voting were: Carr, Farmer, Marsh, Travis -- 4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 2381** and have this statement entered in the Journal: Rep. Mitchell.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2381** and have this statement entered in the Journal: Rep. Rogers.

REGULAR CALENDAR, APRIL 18, 2018

***House Bill No. 1589** -- General Assembly - As introduced, allows for any copy of a report required to be filed with the legislative reference and law library being sent electronically. - Amends TCA Title 2 and Title 3. by *Vaughan, *White M. (SB1737 by *Kelsey)

Further consideration of House Bill No. 1589, previously considered on April 4, 2018, April 11, 2018, at which time it was reset for the Regular Calendar on April 18, 2018.

BILL HELD ON DESK

Rep. Vaughan moved that **House Bill No. 1589** be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Bill No. 2009** -- Education, State Board of - As introduced, grants the state board of education the power to reprimand directors of schools for failure to report certain criminal convictions of licensed educators to the state board; grants the state board the power to suspend an educator's license or reprimand an educator for misconduct in addition to the state board's present power to revoke licenses; grants the state board the power to reprimand educators for violations of the teacher code of ethics. - Amends TCA Title 8 and Title 49. by *Goins, *Brooks H. (SB2011 by *Gresham, *Haile, *Gardenhire, *Hensley, *Tate, *Crowe, *Dickerson, *Kelsey, *Lundberg, *Ketron)

On motion, House Bill No. 2009 was made to conform with **Senate Bill No. 2011**; the Senate Bill was substituted for the House Bill.

Rep. Goins moved that Senate Bill No. 2011 be passed on third and final consideration.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Faison moved that House Amendment No. 2 be withdrawn, which motion prevailed.

**THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

Rep. M. Hill moved the previous question, which motion failed by the following vote:

Ayes 59
Noes..... 30

Representatives voting aye were: Boyd, Brooks H., Brooks K., Butt, Calfee, Carr, Carter, Coley, Crawford, Daniel, Doss, Eldridge, Farmer, Forgety, Gant, Goins, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Johnson, Kumar, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Terry, Tillis, Travis, Van Huss, Vaughan, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 59

Representatives voting no were: Akbari, Alexander, Beck, Byrd, Camper, Clemmons, Cooper, DeBerry, Faison, Fitzhugh, Halford, Hardaway, Holt, Jernigan, Jones, Keisling, Lamberth, Love, Miller, Mitchell, Parkinson, Pitts, Powell, Rudd, Sanderson, Stewart, Thompson, Towns, Turner, Weaver -- 30

After further discussion, Rep. Farmer moved the previous question, which motion prevailed by the following vote:

Ayes 64
Noes..... 24

Representatives voting aye were: Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Forgety, Gant, Halford, Hawk, Hazlewood, Hicks, Hill T., Holsclaw, Howell, Hulsey, Johnson, Kane, Keisling, Kumar, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Sparks, Terry, Thompson, Tillis, Travis, Vaughan, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 64

Representatives voting no were: Akbari, Beck, Camper, Clemmons, Cooper, DeBerry, Faison, Fitzhugh, Hardaway, Holt, Jernigan, Jones, Miller, Mitchell, Parkinson, Pitts, Powell, Rogers, Staples, Stewart, Towns, Turner, Van Huss, Weaver -- 24

Rep. Goins moved that **Senate Bill No. 2011** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 79
Noes..... 8
Present and not voting..... 1

Representatives voting aye were: Akbari, Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Gant, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Kane, Kumar, Lamberth, Littleton, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Sparks, Staples, Terry, Thompson, Tillis, Travis, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 79

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Representatives voting no were: Beck, Hardaway, Jones, Keisling, Parkinson, Stewart, Towns, Turner -- 8

Representatives present and not voting were: Lollar -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **Senate Bill No. 2011** and have this statement entered in the Journal: Rep. Turner.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 2011** and have this statement entered in the Journal: Rep. Goins.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

House Bill No. 2165 -- Teachers, Principals and School Personnel - As introduced, revises the teacher code of ethics; requires annual professional development for teachers on the teacher code of ethics; requires teacher preparation programs to include training for all students on the teacher code of ethics. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 5 and Title 49, Chapter 6. by *Goins, *Brooks H. (*SB2013 by *Gresham, *Gardenhire, *Haile, *Hensley, *Tate, *Crowe, *Dickerson, *Kelsey, *Lundberg, *Ketron, *Massey, *Yager)

On motion, House Bill No. 2165 was made to conform with **Senate Bill No. 2013**; the Senate Bill was substituted for the House Bill.

Rep. Goins moved that Senate Bill No. 2013 be passed on third and final consideration.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. H. Brooks moved adoption of Education Administration & Planning Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2013 by deleting subsection (a) of the amendatory language of Section 4 and substituting instead the following:

(a) An educator who has personal knowledge of a breach by another educator of the teacher code of ethics prescribed in §§ 49-5-1003 and 49-5-1004 shall report the breach to the educator's immediate supervisor, director of

schools, or local board of education within thirty (30) days of discovering the breach.

On motion, Education Administration & Planning Committee Amendment No. 2 was adopted.

Rep. Goins moved that **Senate Bill No. 2013**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell --
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A motion to reconsider was tabled.

House Bill No. 2198 -- Education, Higher - As introduced, requires the disclosure concerning transferability of credits that institutions authorized to operate by THEC must make to potential students to be in 18-point type rather than 16-point type. - Amends TCA Title 49. by *Goins, *Littleton. (*SB1842 by *Gresham)

On motion, House Bill No. 2198 was made to conform with **Senate Bill No. 1842**; the Senate Bill was substituted for the House Bill.

Rep. Goins moved that Senate Bill No. 1842 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Education Administration & Planning Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1842 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 50, Part 13, is amended by deleting the part.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 9, Part 4, is amended by adding the following language as a new section:

(a) The Tennessee Foreign Language Institute is transferred to and reestablished as a part of the Institute for Public Service and renamed the Tennessee Foreign Language Center.

(b) As a part of the Institute for Public Service, the Tennessee Foreign Language Center shall provide coordination and foreign language services to state and local government entities, as well as private entities. Programming may include, but is not limited to:

(1) Services in support of government, industrial recruitment, and economic and tourist development;

(2) Original research into issues related to foreign language, language instruction, and associated cultural considerations; and

(3) Providing publications, conducting educational conferences, and furnishing technical consultation, training, and field services in the areas of foreign language and culture.

(c)

(1)

(A) On July 1, 2018, the Tennessee Foreign Language Institute endowment fund shall be transferred from the state treasury to the University of Tennessee Institute for Public Service. The fund shall be renamed the Tennessee Foreign Language Center endowment fund. The Institute for Public Service may receive private gifts and contributions for deposit in the Tennessee Foreign Language Center endowment fund for the benefit of the Tennessee Foreign Language Center.

(B) Notwithstanding subdivision (c)(1)(A), the Institute for Public Service may keep the Tennessee Foreign Language Center endowment fund in the state treasury and may enter into an agreement with the state treasurer for its management.

(2) The income from the Tennessee Foreign Language Center endowment fund shall be used for the operation and maintenance of the center. All interest and earnings on deposit in the fund shall become a part of and remain in the Tennessee Foreign Language Center endowment fund. No funds in the Tennessee Foreign Language Center endowment fund shall revert to the state general fund on June 30 of any year, but shall remain available for expenditure in accordance with this part.

SECTION 3. On July 1, 2018, all employees of the former Tennessee Foreign Language Institute shall become employees of the University of Tennessee Institute for Public Service and shall be subject to the employment practices and policies of the University of Tennessee.

SECTION 4. On July 1, 2018, all funds, contracts, grants, and property, real and otherwise, of the former Tennessee Foreign Language Institute shall be transferred to the University of Tennessee Institute for Public Service.

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Education Administration & Planning Committee Amendment No. 1 was adopted.

Rep. Powell moved the previous question, which motion prevailed.

Rep. Goins moved that **Senate Bill No. 1842**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 89
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 89

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Williams moved the House to take up the Appropriations Message Calendar from April 18, 2018, out of order at this time as follows:

MESSAGE CALENDAR NO. 2, APRIL 18, 2018

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2644 -- Appropriations - As introduced, makes appropriations for the fiscal years beginning July 1, 2017, and July 1, 2018. by *Sargent. (*SB2552 by *Norris)

Rep. Sargent moved that the House concur in Senate Amendments Nos. 2, 3 and 4 to House Bill No. 2644.

Senate Amendment No. 2

AMEND House Bill No. 2644 by deleting each and every section of House Bill 2644 and by substituting instead new Sections 1 through 58, namely:

Sections 1 through 58 of Senate Bill 2552 as filed for introduction on February 1, 2018, and considered to be part of this amendment.

Senate Amendment No. 3

AMEND House Bill No. 2644 **ADMINISTRATION AMENDMENT**

by adding the following Sections between Sections 55 and 56 of the bill and by renumbering the Sections accordingly.

ADDITIONAL 2018-2019 APPROPRIATIONS

SECTION 56. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of this act, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Children's Services – ACE Research Funding	\$ 1,200,000	\$ 0
2. Children's Services – ACE Awareness Foundation	0	420,000
3. Court System – Courtroom Security – Grants	0	1,000,000
4. Court System – Senior Judge for Drug Courts	0	256,700
5. District Attorneys Conference – Assistant District Attorneys for Recovery Courts (4 FT)	467,600	0
6. Economic & Community Development – Broadband Initiative	0	5,000,000
7. Economic & Community Development – NCSL Legislative Summit	0	300,000
8. Economic & Community Development – Data Alignment Coordinator (1 FT)	100,000	0
9. Education – Data Alignment Funding – Transfer to E&CD	(50,000)	0
10. Education – School Safety	5,200,000	25,000,000
11. Education – Seat Belts – Grants	0	3,000,000
12. Education – Centers of Regional	1,000,000	0

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VERSION**

	Excellence (CORE) (16 FT)		
13.	Education – Save the Children Literacy Grant	0	1,000,000
14.	Environment & Conservation – Pikeville Water Development Project	0	900,000
15.	Environment & Conservation – West TN River Basin Authority - Maintenance	400,000	0
16.	Environment & Conservation – West TN River Basin Authority – Operations (3 FT)	230,000	130,000
17.	Historical Commission – Halbrook Railroad and Local History Museum – Grant	19,000	0
18.	Finance & Administration – Victims of Human Trafficking – Grants	0	550,000
19.	Health Services and Development Agency – Web-based Application System	0	250,000
20.	Higher Education – Tennessee Tech – Carnegie Classification – Year 2	700,000	0
21.	Higher Education – Southern College of Optometry - Grant	300,000	0
22.	Higher Education – Tennessee Colleges of Applied Technology – Equipment	0	9,000,000
23.	Higher Education – UT Health Science Center – Addiction Science	0	2,000,000
24.	Higher Education – Tennessee Board of Regents – Mechatronics Expansion	0	1,000,000
25.	Mental Health & Substance Abuse Services – East TN Mental Health Hospitals	0	1,000,000
26.	Mental Health & Substance Abuse Services – Treatment and Recovery Services	1,000,000	0
27.	Mental Health & Substance Abuse Services – Centerstone Military Services - Grant	300,000	0
28.	Safety – Homeland Security Staffing (5 FT)	252,800	0
29.	TennCare – DIDD Provider Rate Increase	3,200,000	0
30.	Transportation – Aeronautics Development Fund – General Fund Subsidy	0	10,000,000
31.	Transportation – Oak Ridge Gateway Project – ORNL Monument Interstate Signs – General Fund Subsidy	0	500,000
32.	Treasury Department – DUI Monitoring Fund – General Fund Subsidy	0	500,000
33.	Miscellaneous Appropriations – Women's Basketball Hall of Fame – Grant	0	200,000
34.	Miscellaneous Appropriations – Great Smoky Mountains Heritage Center – Grant	0	400,000
35.	Miscellaneous Appropriations – Henry County – Grant	0	200,000
36.	Miscellaneous Appropriations – Urban Historical National Preservation – Grant	0	155,000

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37. Miscellaneous Appropriations – Roane State Community College – Exposition Center	0	300,000
38. Miscellaneous Appropriations – Jackson Theatre – Jonesborough – Grant	0	500,000
39. Miscellaneous Appropriations – Rescue Squad Association – Grant	0	28,700
40. Miscellaneous Appropriations – Miss Tennessee Pageant	15,000	0
41. Miscellaneous Appropriations – Automotive Testing Facility Feasibility Study	0	250,000
Total	\$ 14,334,400	\$ 63,840,400

The appropriation in this item to the Department of Finance and Administration for victims of human trafficking grants is for the sole purpose of providing grants to Thistle Farms and to the four (4) single point of contact agencies in Tennessee recognized by the Tennessee Bureau of Investigation and the Department of Children's Services to facilitate the provision of comprehensive wraparound services to the victims of human trafficking recovered in Tennessee. The services funded in this item shall include, but not be limited to, safe housing, medical care, mental health and substance abuse care, transportation, job training, and other basic human needs. The Department shall distribute the grants in equal amounts to Thistle Farms and to the following single point of contact agencies: (a) Grow Free Tennessee in Knoxville; (b) Second Life in Chattanooga; (c) Restore Corps in Memphis; and (d) End Slavery Tennessee in Nashville.

The appropriation in this item to the Department of Education for school safety is in addition to an amount of \$4,800,000 (recurring) appropriated in Section 1, Title III-9 of this act and shall be disbursed pursuant to the guidelines established in Tennessee Code Annotated, Section 49-6-4302(c). Provided, further, of the non-recurring appropriation in this item to the Department of Education for school safety, an amount of \$10,000,000 is subject to Senate Bill No. 2553 / House Bill No. 2646 becoming a law, the public welfare requiring it. If the cited bill does not become law, the appropriation in this item is hereby reduced in the amount of \$10,000,000.

The appropriation in this item to the Department of Education for seat belt grants shall be subject to guidelines and local education agency matching requirements as determined by the department.

Item 2. Dedicated Source Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Health – Medical Licensure Compact – Medical Examiners and Osteopathic	\$ 62,300	\$ 4,300

Examiners

Total

\$	62,300	\$	4,300
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SECTION 57. Legislation. In addition to the appropriations in Sections 1 and 4 of this act, the following amounts hereby are appropriated for the purpose of implementing the cited bills, and such additional or lesser amounts indicated in the final fiscal note on the bills as enacted are hereby appropriated. The Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly. Federal and other departmental revenue adjustments may be made in reconciliation to said fiscal notes and to available federal aid and other departmental revenue. Adjustments to the number of authorized positions indicated in the line items as full-time (FT), part-time (PT), and seasonal shall be reconciled to the fiscal notes. The negative amounts in line-items of this section are appropriation reductions, and the positive amounts are appropriation increases. The appropriation in each item of this section is subject to the bill cited in that item becoming a law, except as otherwise provided.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 2236 / HB 1812 – Film & TV Commission – Visual Content Act of 2006	\$ 52,100	\$ 0
2. SB 2234 / HB 1810 – Correction – Earned Compliance Credits (-12 FT)	2,216,600	0
3. SB 2258 / HB 1832 – Correction – Sentence Reduction Credits – Fiscal Note Reconciliation	13,100	0
4. SB 2553 / HB 2646 - Budget Implementation - General Law Changes - Sum Sufficient Estimated @ \$0	0	0
5. SB 2247 / HB 1822 – Human Services – Program Integrity – Fiscal Note Reconciliation	0	(3,100)
6. SB 280 / HB 149 – Miscellaneous Appropriations – No Judicial Diversion for Charges of Incest – Fiscal Note Reconciliation	33,500	0
7. SB 270 / HB 268 – Miscellaneous Appropriations – Vehicle Registration Exemptions – Fiscal Note Reconciliation	59,900	0
8. SB 2261 / HB 2271 – Juvenile Justice	4,500,000	0
9. SB 1875 / HB 1936 – Correction – Incarceration – Henry's Law	113,200	0

Total	\$ 6,988,400	\$ (3,100)
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Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 2243 / HB 1819 – Financial Institutions – Financial Institutions Conversion Act	\$ 1,000	\$ 0
2. SB 2253 / HB 1828 – Department of Finance & Administration – Ignition Interlock – Fiscal Note Reconciliation	46,000	0
3. SB 2253 / HB 1828 – Department of Safety – Ignition Interlock – Fiscal Note Reconciliation	(46,000)	0
4. SB 270 / HB 268 – Miscellaneous Appropriations – Vehicle Registration Exemptions – Highway Fund – Fiscal Note Reconciliation	528,500	0
5. SB 2026 / HB 2084 – TennCare – Hospital Assessment – Fiscal Note Reconciliation	0	191,200
6. SB 1781 / HB 1848 – TennCare – Nursing Home Assessment – Fiscal Note Reconciliation	0	9,061,000
7. SB 1823 / HB 1837 – TennCare – Ambulance Assessment – Fiscal Note Reconciliation	0	530,300
8. SB 2626 / HB 1862 – TBI – Expungements Reduction	(144,200)	0
Total	\$ 385,300	\$ 9,782,500

SECTION 58. Cost Increase Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting cost increase appropriations and positions that had been recommended in the 2018-2019 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

Item 1. The appropriation in Section 1, Title III-22, Item 11.1, Administration Amendment, hereby is reduced in the amount of \$11,500,000 recurring.

CAPITAL OUTLAY – ADDITIONAL PROVISIONS

SECTION 59. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided in Public Acts of 2017, Chapter 460, and in Section 38 of this act.

(a) Department of General Services, Facilities Revolving Fund – Tennessee Tower Print Shop Renovation, in the amount of \$500,000.

Item 2. In addition to the Facilities Revolving Fund capital maintenance projects listed on page A-158 of the 2018-2019 Budget Document and in Section 1, Title III-29, and Section 4, Title III-27 of this act, the following amounts hereby are funded.

(a) Department of General Services – Rachel Jackson Building – Phase 1 Renovation, in the amount of \$1,040,000 from the reserves of the state office buildings and support facilities revolving fund.

Item 3. In addition to the capital outlay projects listed on pages A-133 through A-137 of the 2018-2019 Budget Document and in Section 1, Title III-32 of this act, the following hereby are funded.

(a) Department of Environment and Conservation – Cedars of Lebanon State Park – New Splash Pad, in the amount of \$800,000 from federal aid funds and other funds.

(b) University of Tennessee – UT Ellington Project Planning Funds, in the amount of \$2,000,000.

(c) Tennessee Board of Regents – Walters State Community College – Greeneville Campus, in the amount of \$2,240,000.

(d) Department of Veterans Services – New Veterans Cemetery Land Purchase, Upper Cumberland, in the amount of \$600,000.

(e) Tennessee State Veterans Home Board – Cleveland Veterans Home additional funds, in the amount of \$3,000,000.

(f) Department of General Services – Rhea County Courthouse Renovation - Grant, in the amount of \$500,000.

Item 4. Of the capital outlay projects listed on pages A-133 through A-137 of the 2018-2019 Budget Document and in Section 1, Title III-32 of this act, the following hereby are reduced.

(a) Tennessee Board of Regents – TCAT Improvements Phase III, in the amount of \$1,492,000 from other funds.

Item 5. Of the capital maintenance projects listed on pages A-133 through A-137 of the 2018-2019 Budget Document and Section 1, Title III-32 of this act, the following hereby are funded.

(a) Department of Environment and Conservation – Natchez Trace Inn Refurbishment, in the amount of \$450,000 from federal aid funds and other sources.

(b) Department of Environment and Conservation – Old Stone Fort Campground, in the amount of \$1,200,000 from federal aid funds and other sources.

(c) Tennessee Board of Regents – Management Support Services, in the amount of \$500,000. This appropriation is in addition to the amounts recommended on page A-137 of the 2018-2019 Budget Document for Management Support Services.

SECTION 2 – CAPITAL OUTLAY AND MAJOR MAINTENANCE

AND FURTHER AMEND in Section 2 by deleting Item 2 in its entirety and substituting instead the following new Item 2:

Item 2. Any unexpended capital outlay or capital maintenance funds appropriated by previous General Assemblies for completed or discontinued projects shall be accumulated in a capital account to be administered by the Department of Finance and Administration. Expenditure of these funds is subject to approval by the State Building Commission upon recommendation of the University of Tennessee, State Board of Regents, boards of locally governed institutions, or Department of General Services, as applicable, and certification of available funds by the Commissioner of Finance and Administration. After such approvals and certification of available funds, the Commissioner of Finance and Administration is authorized to transfer a portion of such funds allocated to the Department of General Services from the aforementioned capital account to the state office buildings and support facilities revolving fund.

SECTION 7 – EARMARKED APPROPRIATIONS

AND FURTHER AMEND in Section 7, Item 38 by deleting the language "\$400,000" and substituting instead the language "\$700,000".

AND FURTHER AMEND in Section 7 by inserting the following new item at the end of the Section:

Item _____. Department of Environment and Conservation, Maintenance of Historic Sites, in Section 1, Title III-5, Item 9, an amount of \$66,000 (non-recurring) is for the sole purpose of supplementing funding available for historic sites acquisition, improvements, maintenance, and interpretation at the Parker's Crossroads Battlefield. This item is subject to the provisions of Section 21 of this act.

SECTION 9 – SUM SUFFICIENT FROM DEPARTMENTAL REVENUES

AND FURTHER AMEND in Section 9 by inserting the following new item at the end of the Section:

Item ___. To the State Treasurer, TN Stars College Savings 529 Program, from funds transferred into the program from the Small and Minority-Owned Business Assistance Program pursuant to Tennessee Code Annotated, Section 65-5-113(c).

SECTION 17 – GROUP HEALTH INSURANCE FOR STATE EMPLOYEES

AND FURTHER AMEND in Section 17 by inserting the following new item at the end of the Section:

Item ___. From the funds appropriated in this act for the purpose of funding the state's liability for employee participation in the state group health insurance program, the Commissioner of Finance and Administration is authorized to adjust allotments to the various departments, agencies, boards and commissions of state government and to the institutions of higher education in order to recognize non-recurring savings which may be generated by actions of the state insurance committee. The Commissioner is further authorized to adjust federal aid and other departmental revenues, to adjust appropriations to dedicated and earmarked sources, and to reallocate general fund appropriations.

SECTION 23 – BUDGET AND POSITIONS RECONCILIATION, ALLOTMENT, AND REPORTING

AND FURTHER AMEND in Section 23 by inserting the following new item at the end of the Section:

Item ___. Recognizing the Save the Children Literacy grant pilot program has been funded for over ten years, the Comptroller of Treasury is directed to conduct a comprehensive review of the program and report such findings to the Chairs of the Finance, Ways and Means Committees of the Senate and the House of Representatives and the Commissioner of Finance and Administration by December 1, 2018. Such review may include the expenditure of funds, the number of children served, the level of local financial support and participation, any established program measures or outcomes and any other information regarding the program's effectiveness to improve child literacy.

SECTION 29 – HIGHER EDUCATION

AND FURTHER AMEND in Section 29 by deleting Item 28 and inserting the following new item at the end of the Section:

Item 28. From the funds appropriated in Section 1, Title III-32, for capital outlay, the Commissioner of Finance and Administration is authorized, subject to approval of the Tennessee Board of Regents, the presidents of the locally

governed institutions, and the Tennessee Higher Education Commission, to transfer appropriations from the locally governed institutions to the Tennessee Board of Regents.

**HIGHER EDUCATION DISCLOSED CAPITAL OUTLAY FROM SCHOOL BONDS
AND INSTITUTIONAL SOURCES**

AND FURTHER AMEND in Section 29 by inserting the following new item at the end of the Section:

Item ___. The capital outlay projects listed in the 2018-2019 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2018-2019," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the higher education institutions and their governing boards, the Tennessee Higher Education Commission, Department of Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-138 and A-139 in the 2018-2019 Budget Document:

**State University and Community College System
(Locally Governed Institutions):**

Middle Tennessee State University:

Academic Classroom Building	\$	2,900,000
Athletic Video Board Upgrades	1,500,000	
Baseball Weight Room	600,000	
Tennis Improvements	3,000,000	
Women's Softball Facility Upgrades	1,000,000	
Total MTSU	\$	9,000,000

Tennessee State University:

Alumni House and Visitor Center	\$	2,000,000
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Tennessee Technological University:

Cooper/Dunn Residence Hall Upgrade	\$	6,700,000
Engineering and Research Facility	500,000	
Facilities Services Complex	10,100,000	
Total TTU	\$	17,300,000

University of Memphis:

Child Development Center	\$	550,000
Lambuth Wilder and Hamilton Roof	320,000	

Living Learning Center HVAC Drains	650,000
Natatorium Facility Improvements	6,000,000
Total UoM	<hr/> \$ 7,520,000
 Total State University and Community College System	 <hr/> \$ 35,820,000
 Grand Total	 <hr/> \$ 35,820,000 <hr/>

The request for the Pellissippi Community College Blount College Greenhouse in the amount of \$90,000, as identified on page A-138 of the 2018-2019 Budget Document, is hereby renamed Pellissippi Community College Blount County Greenhouse.

The request for the University of Tennessee Chattanooga Mapp Bldg. Manufacturing Lab and Entrepreneurial Center in the amount of \$1,290,000, as identified on page A-138 of the 2018-2019 Budget Document, is to be cancelled.

The request for the University of Tennessee Health Science Center Bioworks Acquisition in the amount of \$25,010,000, as identified on page A-139 of the 2018-2019 Budget Document, is to be cancelled.

**SECTION 32 – FASTTRACK INFRASTRUCTURE DEVELOPMENT AND JOB
TRAINING ASSISTANCE**

AND FURTHER AMEND in Section 32 by inserting the following new item at the end of the Section:

Item _____. In the fiscal year ending June 30, 2018, from the funds appropriated to the FastTrack Infrastructure Development and Job Training Assistance program in Chapter 460, Public Acts of 2017, an amount of \$5,000,000 is earmarked to provide job training assistance at Pellissippi State Community College for the DENSO FastTrack project described on page A-29 of the 2018-2019 Budget Document. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it.

**SECTION 36 – CARRY-FORWARD AND APPROPRIATION OF CERTAIN
UNEXPENDED BALANCES**

AND FURTHER AMEND in Section 36 by inserting the following new items at the end of the Section:

Item _____. To the Judicial Branch, Appellate and Trial Courts, in Section 1, Title II, Item 1, the unexpended balance of the \$2,000,000 appropriation for courtroom security.

Item ___. To Higher Education, THEC Grants, in Section 64, Item 21, the unexpended balance of the \$750,000 appropriation for making grants to fund student financial aid for individuals enrolled in a new medical education program jointly administered by Middle Tennessee State University and Meharry Medical College.

Item ___. To the Department of Safety, Highway Patrol, in Section 1, Title III-20, Item 3, the unexpended balance of the \$8,710,000 for the replacement of a helicopter.

Item ___. To Miscellaneous Appropriations in Section 1, Title III-22, Item 3.4, the unexpended balance of the appropriation for Group Health Insurance, Other Post-Employment Benefits Liability, to be used for the purpose of paying expenses in connection with establishing the other post-employment benefits trust.

**SECTION 39 – PROGRAM EXPANSIONS FROM FEDERAL AND OTHER
DEPARTMENTAL REVENUE**

AND FURTHER AMEND by deleting Section 39 in its entirety and inserting the following as a new Section 39:

SECTION 39. Program Expansions from Federal and Other Departmental Revenue. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. At June 30, 2018, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2018.

There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>2017-2018</u>	<u>2018-2019</u>
Comptroller of the Treasury		
1. Division of State Audit	\$ 0	\$ 407,500
Commissions		
1. Tennessee Housing and Development Agency	0	1,366,200
Tourist Development		
1. Welcome Centers	<u>0</u>	<u>200,000</u>
Total	<u>\$ 0</u>	<u>\$ 1,973,700</u>

The Commissioner of Finance and Administration is authorized to establish twenty-six (26) full-time positions and to allocate them to the appropriate organizational units, including eight (8) positions in the Comptroller of the Treasury, fifteen (15) in the

Tennessee Housing and Development Agency, and three (3) in the Department of Commerce and Insurance.

SECTION 41 – PROVISIONS CONCERNING CERTAIN APPROPRIATIONS

AND FURTHER AMEND in Section 41 by inserting the following new item to the end of the section:

Item __. The Commissioner of Finance and Administration is authorized to adjust interdepartmental revenue estimates in the Department of Environment and Conservation, Clean Water and Drinking Water State Revolving Fund, for administrative expense reimbursement from the State Treasurer.

SECTION 43 – OVER-APPROPRIATION – ESTIMATED REVERSION TO GENERAL FUND

AND FURTHER AMEND in Section 43 by deleting Item 1(a) in its entirety and substituting instead the following:

(a) In fiscal year 2017-2018 to recognize an over-appropriation of \$179,217,700, including a base recurring over-appropriation of \$76,808,500 and a non-recurring over-appropriation of \$102,409,200.

AND FURTHER AMEND in Section 43 by inserting the following new item at the end of the section:

Item __. In the fiscal year ending June 30, 2018, the Commissioner of Finance and Administration is hereby authorized to transfer the sum of \$15,173,125 from the TennCare nursing home assessment trust fund to the TennCare reserve for unencumbered balances.

The provisions of this item are subject to Senate Bill No. 1781 / House Bill No. 1848 becoming a law, the public welfare requiring it.

AND FURTHER AMEND in Section 43 by inserting the following new item at the end of the section:

Item __. In the fiscal year ending June 30, 2018, the Commissioner of Finance and Administration is hereby authorized to transfer the sum of \$10,000,000 from the Department of Safety handgun permit reserve to the general fund.

The provisions of this item are subject to Senate Bill No. 2553 / House Bill No. 2646 becoming a law, the public welfare requiring it.

SECTION 50 – LOTTERY FOR EDUCATION ACCOUNT

AND FURTHER AMEND in Section 50, Item 5, by deleting the item in its entirety.

SECTION 54 – NON-RECURRING TENNCARE ASSESSMENTS

AND FURTHER AMEND in Section 54 by deleting the section in its entirety and substituting instead the following:

SECTION 54. From the appropriations in Section 1, Title III-26 and Section 57 of this act, the following non-recurring amounts are appropriated to the TennCare Program.

Item 1.

(a) If Senate Bill No. 2026 / House Bill No. 2084, the annual coverage assessment act, becomes a law, there hereby is appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$446,771,000 (non-recurring) to the TennCare Program for the following purposes, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the coverage assessment as a valid source to match federal Medicaid funds, the appropriations in this Item 1(a) shall be null and void, and the appropriations in Section 1, Title III-26 and Section 57 shall be reduced accordingly. If the cited bill does not become a law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$446,771,000.

<u>Description</u>	<u>Amount</u>
Essential Access Hospital Payments..... \$	42,677,500
Disproportionate Share Hospital Payments	27,528,000
Graduate Medical Education	17,071,000
Critical Access Hospital Payments	3,414,200
Medicare Part A Reimbursement.....	12,137,600
Provider Reimbursement and Co-Pay	56,511,800
Hospital Reimbursement Ceiling.....	11,027,700
In-Patient Services	44,882,800
Lab and X-Ray Procedures	14,221,600
Therapies	8,636,200
Out-Patient Services	32,063,500
Office Visits	18,315,100

Match for ADT Contract Payments	125,000
Rate Variation Adjustment.....	191,200
Directed Hospital Payments.....	155,346,100
Non-Emergent Care at Hospitals.....	573,200
340B Pricing Provision – MCO Contractor Agreement	<u>2,048,500</u>
Total	\$ <u>446,771,000</u>

(b) There is further appropriated to the TennCare Program, in addition to the appropriation, Directed Hospital Payments, a sum sufficient from any amount in excess of \$446,771,000 collected from the coverage assessment for the purpose of hospital payments for unreimbursed costs.

(c) To the extent that revenue collected from the coverage assessment is less than \$446,771,000, the appropriation, Directed Hospital Payments, hereby is reduced in the amount of the under-collection.

(d) From the funds available in TennCare maintenance of coverage trust fund at June 30, 2018, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

Item 2.

(a) If Senate Bill No. 1781 / House Bill No. 1848, the annual nursing home assessment fee, becomes a law, there is hereby appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$130,061,000 (non-recurring) to the TennCare Program for nursing home reimbursement. Further, the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. If the cited bill does not become law, the appropriations in Section 1, Title III-26 and Section 57, of this act, are hereby reduced in the amount of \$130,061,000.

(b) There is further appropriated to the TennCare Program, in addition to the appropriation for nursing home reimbursement, a sum sufficient from any amount in excess of \$130,061,000 collected from the coverage assessment for the purpose of nursing home reimbursement.

(c) From the funds available in TennCare nursing home assessment trust fund at June 30, 2018, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

Item 3.

(a) If Senate Bill No. 1823 / House Bill No. 1837, the annual ambulance assessment fee, becomes a law, there is hereby appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$10,835,000 (non-recurring) to the TennCare Program for ambulance provider reimbursement. Further, the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. If the cited bill does not become law, the appropriations in Section 1, Title III-26 and Section 57, of this act, are hereby reduced in the amount of \$10,835,000.

(b) There is further appropriated to the TennCare Program, in addition to the appropriation for ambulance provider reimbursement, a sum sufficient from any amount in excess of \$10,835,000 collected from the coverage assessment for the purpose of ambulance provider reimbursement.

(c) From the funds available in TennCare ambulance assessment trust fund at June 30, 2018, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

**HOUSEKEEPING – TYPOGRAPHICAL, NAME, DATE, AND CITATION
CORRECTIONS**

AND FURTHER AMEND in Section 8, Item 8 by deleting the language "Senate Bill No. ____ / House Bill No. ____" and inserting "Senate Bill No. 2253 / House Bill No. 1828";

AND FURTHER AMEND in Section 8, Item 12 by deleting the language "Regulatory Authority" and substituting instead the language "Public Utility Commission";

AND FURTHER AMEND in Section 9, Item 32, by deleting the language ", pursuant to Tennessee Code Annotated, Section 48-2-115";

AND FURTHER AMEND in Section 15, Item 11 by deleting the language "Regulatory Authority" and substituting instead the language "Public Utility Commission";

AND FURTHER AMEND in Section 51, Item 1(a) by deleting the language "beginning July 1, 2017" and substituting instead the language "beginning July 1, 2018";

AND FURTHER AMEND by requesting the Engrossing Clerk to:

(1) Delete the bold underlined explanatory headings in this amendment;
and

(2) Exclude this paragraph from the engrossed bill.

Senate Amendment No. 4

AMEND House Bill No. 2644 **LEGISLATIVE AMENDMENT**

LEGISLATIVE ADJUSTMENTS

REDUCE 6.8M APPROPRIATION TO 2 TBI FUNDS

by adding the following language at the end of subsection (c) in Section 8, Item 53:

This subsection (c) is void if Senate Bill No. 1974 / House Bill No. 1959 becomes a law.

AND FURTHER AMEND by adding the following language at the end of subsection (d) in Section 8, Item 53:

This subsection (d) is void if Senate Bill No. 1974 / House Bill No. 1959 becomes a law.

REDUCE FUNDS FOR MOTOR VEHICLE REGISTRATION SB 270 / HB 268

AND FURTHER AMEND by deleting the amount "59,900" in Section 57, Item 1, line item 7 and substituting instead the amount "5,300".

AND FURTHER AMEND in Section 57, Item 1, by deleting the amount "6,988,400" and substituting instead the amount "6,933,800".

REDUCE HISTORIC JACKSON THEATRE

AND FURTHER AMEND by deleting the amount "500,000" in Section 56, Item 1, line item 38 and substituting instead the amount "400,000".

MAKE MISS TENNESSEE PAGEANT FUNDS NON-RECURRING

AND FURTHER AMEND in Section 56, Item 1, by deleting the following:

40. Miscellaneous Appropriations –		
Miss Tennessee Pageant	15,000	0

and substituting instead the following:

40. Miscellaneous Appropriations –		
Miss Tennessee Pageant	0	15,000

REDUCE SOUTHERN COLLEGE OPTOMETRY 300K RECURRING

AND FURTHER AMEND by deleting Section 56, Item 1, line item 21.

AND FURTHER AMEND in Section 56, Item 1, by deleting the amount "14,334,400" and substituting instead the amount "14,019,400".

AND FURTHER AMEND in Section 56, Item 1, by deleting the amount "63,840,400" and substituting instead the amount "63,755,400".

REDUCE UT ELLINGTON PROJECT

AND FURTHER AMEND by deleting the following language from Section 59, Item 3:

(b) University of Tennessee – UT Ellington Project Planning Funds, in the amount of \$2,000,000.

SECTION 59 – CAPITAL OUTLAY REVISIONS

AND FURTHER AMEND by adding the following language to the end of Section 59, Item 3:

REAPPROPRIATE 8M BALANCE FOR WEST TN VETERANS HOME

(g) Tennessee State Veterans Home Board – West Tennessee Veterans Home in Memphis, unexpended balance of the non-recurring appropriation made in Chapter 460, Public Acts of 2017, Section 64, Item 37, in the amount of \$8,000,000.

ELIMINATE COST INCREASE FOR GRANTS TO COUNTIES TO

REDUCE TOBACCO-RELATED DISEASES

AND FURTHER AMEND by deleting the following language from Section 36, Item 98:

, and the unexpended balance of the \$4,000,000 appropriation in Section 1, Title III-16, Item 4 of this act, for grants to counties to reduce tobacco-related diseases

CARRYFORWARD FOR 2017 APPROPRIATION FOR 2019 NCSL

AND FURTHER AMEND by deleting Section 36, Item 44 and substituting instead the following:

Item 44. To the Department of Economic and Community Development in Chapter 460, Public Acts of 2017, Section 64, Item 14; and in Chapter 758, Public Acts of 2016, Section 66, Item 18 for 2019 NCSL Annual Summit.

DELETE CARRYFORWARD FOR 2017 ALEC

AND FURTHER AMEND by deleting Section 36, Item 45.

AND FURTHER AMEND by adding the following new sections immediately following Section 59 and renumbering the subsequent sections accordingly:

DEDICATED SOURCE & EARMARKS & REDUCTIONS

SECTION 60.

REDUCE UNIVERSITY RESEARCH FUND

Item 1. The appropriation to the Tennessee Higher Education Commission, THEC Grants, in Section 1, Title III-10, Item 1.7, for the University Research Fund, as identified on Page B-86 of the 2018-2019 Budget Document, is reduced by the sum of \$5,000,000 (non-recurring). Such funding reduction is for the purpose of reducing funding for the University Research Fund.

FUND SOUTHERN COLLEGE FROM THEC RESERVES

Item 2. From reserves available to the Tennessee Higher Education Commission, there is earmarked the sum of \$300,000 (non-recurring) for the sole purpose of making a grant in such amount to the Southern College of Optometry, for the sole purpose of contract education.

REDUCE 6.8M APPROPRIATIONS TO TBI FUNDS

Item 3. The appropriation in Section 1, Title III-19, is reduced in the amount of \$4,555,200 (recurring) for the purpose of deleting appropriations from the TBI Drug Chemistry Unit Drug Testing Fund and the TBI Toxicology Unity Intoxicant Testing Fund. This item is subject to Senate Bill 1974 / House Bill 1959 becoming a law.

Item 4. The appropriation in Section 1, Title III-19, is reduced in the amount of \$2,268,000 (recurring). This item is subject to Senate Bill 1974 / House Bill 1959 becoming a law.

REDUCE FASTTRACK

Item 5. The appropriation made to the Department of Economic and Community Development for the FastTrack Infrastructure and Job Training Assistance program, in Section 1, Title III-8, Item 7, as identified on Page B-302 of the 2018-2019 Budget Document, is reduced by the sum of \$9,000,000 (non-recurring). Such funding reduction is for the sole purpose of reducing funding for the FastTrack Infrastructure and Job Training Assistance program.

REDUCE TN STARS 529 COST INCREASE

Item 6. The appropriation made to the State Treasurer, TN Stars College Savings 529 Program, in Section 1, Title III-1, Item 7.3, as identified on Page B-18 of the 2018-2019 Budget Document, is reduced by the sum of \$450,000 (non-recurring). Such funding reduction is for the sole purpose of reducing funding for the TN Stars College Savings 529 Program.

ELIMINATE ARTS & MUSIC EDUCATION POSITION

Item 7. The appropriation to the Department of Education in Section 1, Title III-9, Item 1.1, for the purpose of adding one (1) position to oversee the music and arts grant program, as identified on Page B-84 of the 2018-2019 Budget Document, is reduced by the sum of \$135,000 (recurring). Such funding reduction is for the purpose of eliminating funding for adding such position.

ELIMINATE COST INCREASE FOR GRANTS TO COUNTIES TO

REDUCE TOBACCO-RELATED DISEASES

Item 8. The appropriation to the Department of Health, Health Services, in Section 1, Title III-16, Item 4, for grants to counties to reduce tobacco-related diseases, is reduced by the sum of \$4,000,000 (non-recurring). Such funding reduction is for the purpose of eliminating funding for grants to counties to reduce tobacco-related diseases.

ELIMINATE COST INCREASE FOR DOE MOUNTAIN

Item 9. The appropriation made to Miscellaneous Appropriations in Section 1, Title III-22, Item 10.16, for the Doe Mountain Recreation Authority Grant, as identified on Page B-22 of the 2018-2019 Budget Document, is reduced by the sum of \$100,000 (non-recurring). Such funding reduction is for the purpose of reducing funding for the Doe Mountain Recreation Authority Grant.

REDUCE LED LIGHTING AND CONTROLS UPGRADES

Item 10. The appropriation in Section 1, Title III-2, Item 4.5 is reduced by the sum of \$3,000,000 (non-recurring) for the purpose of reducing funds available for LED Lighting and Controls Upgrades.

EARMARK ALEC FOR NCSL SUMMIT

Item 11. The unexpended balance of the non-recurring appropriation made to the Department of Economic and Community Development in Chapter 758, Public Acts of 2016, Section 66, Item 47, in the amount of \$100,000, which was for hosting the 2017 ALEC States and Nation Policy Summit in Nashville, Tennessee, shall be earmarked to the Department in the fiscal year ending June 30, 2018, for the purpose of hosting the 2019 NCSL Annual Summit in Nashville, Tennessee. Any unexpended funds from the appropriation in this item; from the \$300,000 appropriation in Section 56, Item 1, line item 7, of this act; and from the \$500,000 appropriation in Section 36, Item 44, of this act; which are each made for the 2019 NCSL Annual Summit, shall not revert to the general fund at June 30 and shall be carried forward in a reserve at June 30 and are hereby reappropriated in the subsequent fiscal year for the 2019 NCSL Annual Summit.

ELIMINATE TENNCARE BUILDING PURCHASE

Item 12. The appropriation in Section 1, Title III-31, Item 5, is reduced by the sum of \$3,315,400 for the sole purpose of eliminating debt service expense for the TennCare Building Purchase listed on page A-158 of the 2018-2019 Budget Document.

RECONCILE LEGISLATIVE INITIATIVES

Item 13. The appropriation in Section 1, Title III-22, Item 11.2, Legislative Initiatives, hereby is reduced in the amount of \$15,000,000 (of which \$5,000,000 is recurring and \$10,000,000 is non-recurring).

PROHIBIT SALE OF CITIZENS PLAZA

Item 14. No funds appropriated by this act or other acts of the 110th General Assembly, including funds appropriated for capital outlay of the state office buildings and support facilities revolving fund, shall be used, obligated, or expended for the sale of the existing building located at 400 Deaderick Street in Nashville, Tennessee.

SECTION 61.

Item 1. From the funds appropriated or available to any department, commission, board, agency, or other entity of state government, there is earmarked or appropriated, as applicable, a sum sufficient to fund any bill or resolution that becomes law, having an estimated first year's cost of \$50,000 or less, that is attributable to a specific entity or from a specific fund, and is not otherwise funded in this act.

Item 2. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of funding any joint resolution calling for an amendment to the Tennessee Constitution that is not otherwise funded in this act.

Item 3. From the funds appropriated to the Department of Economic and Community Development, there is earmarked the sum of \$1,000,000 (non-

recurring) for the sole purpose of implementing Senate Bill 1649 / House Bill 1599, relative to work-based learning, if such bill becomes a law.

Item 4. From the funds appropriated to the Tennessee Bureau of Investigation, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1697 / House Bill 1512, relative to TBI Retired Uniformed Officers, if such bill becomes a law.

Item 5. From the funds appropriated to the Department of Agriculture, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1709 / House Bill 1601, relative to the Corn Producers Board, if such bill becomes a law.

Item 6. From the funds appropriated to the Administrative Office of the Courts, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1808 / House Bill 1854, relative to people disqualified from jury service, if such bill becomes a law.

Item 7. From the funds appropriated to the Department of Mental Health and Substance Abuse Services, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1927 / House Bill 1956, relative to the Statewide Planning and Policy Council, if such bill becomes a law.

Item 8. From the funds appropriated to the Human Rights Commission, there is earmarked a sum sufficient not to exceed \$50,000 (non-recurring) for the sole purpose of digitization of case-related processes.

Item 9. From reserves available to the Department of Transportation in the Transportation Equity Fund for the rail program, there is earmarked the sum of \$10,000,000 (non-recurring) for the sole purpose of short line railroad repairs, improvements, and upgrades. It is the legislative intent that the funds earmarked in this item be used for projects identified in consultation with the Tennessee Short Line Railroad Alliance.

LEGISLATIVE INITIATIVES

SECTION 62.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement all bills and resolutions having an estimated first year's cost of \$50,000 or less, which become law and are adopted, respectively. It is the legislative intent that if such bills and resolutions are otherwise funded by the provisions of this act, then the funds appropriated in this item shall be reduced accordingly.

RECOGNIZE 6.8M TBI FEES AS GENERAL FUND REVENUE

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$6,823,200 (recurring) to the

Tennessee Bureau of Investigation. This item is subject to Senate Bill 1974 / House Bill 1959 becoming a law.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$91,500 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1717 / House Bill 1722, relative to the offense of organized retail crime, if such bill becomes a law.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 (non-recurring) to the Department of Tourist Development for the sole purpose of implementing Senate Bill 2287 / House Bill 2371, relative to the Tennessee Sports Hall of Fame, if such bill becomes a law.

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$483,000 (recurring) for the sole purpose of implementing Senate Bill 2364 / House Bill 1541, relative to episodes of care, if such bill becomes a law.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) for the sole purpose of implementing Senate Bill 2646 / House Bill 2326, relative to the "Tennessee Rural Hospital Transformation Act of 2018," if such bill becomes a law. It is the legislative intent that such funds be used for funding the first year of a three-year pilot program.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Correction for the sole purpose of implementing Senate Bill 1865 / House Bill 2181, relative to establishing a fund for the Department of Correction (DOC) to disperse one-time grants to supplement the funds for local reentry programs, if such bill becomes a law.

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$87,700 (of which \$55,700 shall be recurring and \$32,000 shall be non-recurring) for the sole purpose of implementing Senate Bill 2519 / House Bill 1572, relative to cemeteries, if such bill becomes a law.

Item 9. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$62,600 (of which \$55,600 shall be recurring and \$7,000 shall be non-recurring) for the sole purpose of implementing Senate Bill 2520 / House Bill 1574, relative to historical preservation, if such bill becomes a law.

Item 10. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$332,300 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 2621 /

House Bill 2159, relative to elderly and vulnerable adults, if such bill becomes a law.

Item 11. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,100 (recurring) for the sole purpose of implementing Senate Bill 1935 / House Bill 2025, relative to the address confidentiality program, if such bill becomes a law.

Item 12. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$374,100 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1787 / House Bill 2190, relative to controlled substances containing fentanyl, if such bill becomes a law.

Item 13. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$607,800 (of which \$26,200 shall be non-recurring and \$581,600 shall be recurring) for the sole purpose of implementing Senate Bill 777 / House Bill 717, relative to substance abuse, if such bill becomes a law.

Item 14. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$345,900 (recurring) for the sole purpose of implementing Senate Bill 1494 / House Bill 1542, relative to services and supports for people with disabilities, if such bill becomes a law.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$176,300 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 200 / House Bill 294, relative to the offense of especially aggravated stalking, if such bill becomes a law.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$899,400 (of which \$800,000 shall be recurring and \$99,400 shall be non-recurring) for the sole purpose of implementing Senate Bill 5 / House Bill 10, relative to establishing an additional circuit court judge position in the 21st Judicial District, an additional trial court judge position in the 16th Judicial District, and an additional trial court judge position in the 19th Judicial District; and creating a judicial redistricting task force, if such bill becomes a law.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 2062 / House Bill 2111, relative to drug-free school zones, if such bill becomes a law.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$11,700,000 (non-recurring), to be matched with any and all available federal funds, to the Bureau of TennCare for the sole purpose of increasing the current DSP staff salary component in the DIDD/provider rate methodology. It is the legislative intent that this appropriation

increase the hourly wages of direct care staff employed at the contracted agencies of the Department of Intellectual and Developmental Disabilities for the home and community-based waiver programs for individuals with intellectual and developmental disabilities. Prior to January 1, 2019, the Comptroller of the Treasury shall conduct a survey of salaries actually paid to direct care staff as a result of the appropriation in this item and shall report the results of the survey to the members of the General Assembly no later than February 1, 2019.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in equal amounts to each of the Science Alliance Museums.

Item 20. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Tourist Development for the sole purpose of continuing the Waterways Accessibility for Tennessee Recreation (WATR) grant funds to improve and maintain access to Tennessee's waterways.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,500 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Bedford County, Tennessee, to be used for a firefighters memorial.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,000,000 (recurring) to Tennessee Technological University for the sole purpose of enhancing the College of Engineering program in an effort to increase the number of College of Engineering graduates.

Item 23. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Families Free, to be used for providing services to mothers and children affected by neonatal abstinence syndrome.

Item 24. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to Johnson City for the sole purpose of costs associated with the Johnson City/Washington County Veterans Memorial.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$48,000 (recurring) to the Department of Safety for the sole purpose of funding the driver services center in McMinnville.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Mental Health and Substance Abuse Services to be used to

expand an opioid addiction pilot program that provides opioid relapse treatment, including the use of long-acting, non-narcotic, injectable-medication-assisted treatment to adults who are participating or eligible for participation in a drug court treatment program.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to Jobs for Tennessee Graduates, Inc., to be used for providing a one-credit course, general elective to twelfth grade at-risk high school students.

Item 28. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Holocaust Commission, to be used for traveling exhibits and development of a rotating exhibit at the new Tennessee State Museum.

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to Sullivan County for the sole purpose of expenses related to the Sullivan County Agriculture Center.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$400,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants of \$50,000 to any senior center accredited by the National Council on Aging's National Institute of Senior Centers through the National Senior Center Accreditation Program. The funds shall be used solely for providing programs and services for older adults. The only such senior centers in Tennessee are as follows:

Johnson City Seniors' Center

FiftyForward College Grove

FiftyForward Knowles in Nashville

FiftyForward Madison Station

FiftyForward Donelson Station

FiftyForward Martin Center in Brentwood

Kingsport Senior Center

St. Clair Senior Center in Murfreesboro.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant for the redevelopment of Clayborn Temple.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Department of Health for the sole purpose of making a grant in such amount to IMPACT America, to be used for the purpose of vision screenings for children in low-income communities statewide, and for equipment to accomplish those screenings.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Historical Commission for the sole purpose of restoration of the Historic Franklin Masonic Hall in Williamson County.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants, as follows:

(a) \$250,000 (non-recurring) to the Charles H. Coolidge Medal of Honor Heritage Center in Chattanooga, to be used for programs that educate youth, teens, and adults about the Congressional Medal of Honor; and

(b) \$100,000 (non-recurring) to the Dyersburg Army Air Base Memorial Association, Inc., to be used for the Veterans' Museum.

Item 35. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$270,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Sevier County School System, to be used for operation of the school system and to replace funds lost due to students leaving the district because of a temporary lack of housing.

Item 36. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the ETSU Center of Excellence and Center for Prescription Drug Abuse Prevention and Treatment Center in the ETSU College of Public Health for the sole purpose of funding to support research for the center to help combat the opioid epidemic in the region and state by providing a comprehensive approach providing treatment, prevention, risk reduction, and metrics.

Item 37. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$221,500 (of which \$23,100 shall be non-recurring and \$198,400 shall be recurring) to the Tennessee Bureau of Investigation, for the sole purpose of two (2) additional forensic scientist positions.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$425,000 (non-recurring) to the Department of Mental Health and Substance Abuse Services for the sole purpose of providing the Peer Engagement Program for the Regional Mental Health Institutes.

Item 39. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$85,000 (non-recurring) to the Department of Health for the sole purpose of making a grant in such amount to the Dental Lifeline Network, to be used for a statewide Donated Dental Services (DDS) program that provides direct services to people with disabilities or who are elderly that have no access to dental care.

Item 40. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Hobart Ames Memorial Field Trial Club, to be used for restoration and preservation of the Stencil House at the Ames Plantation.

Item 41. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the LaFollette PostMark, to be used for replacement of period-style windows to assist the building in becoming eligible for the National Register of Historic Places.

Item 42. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants of \$10,000 each to the four Tennessee Chapters of the National Coalition of 100 Black Women, Inc. (Chattanooga, Memphis, Nashville, and Knoxville) for the purpose of enhancing programs and services related to the health, education, and economic empowerment of black women and girls in Tennessee.

Item 43. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$56,000 (non-recurring) to the Commission on Children and Youth for the sole purpose of making a grant in such amount to Tennessee Court Appointed Special Advocate Association, Inc., to be used for quality assurance and expansion initiatives. The amount of this appropriation is intended to represent \$1,000 for each Court Appointed Special Advocate (CASA) program currently in active operation or development in this state.

Item 44. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$112,000 (non-recurring) to the Tennessee Commission on Children and Youth for the sole purpose of making grants in equal amounts to each of the 56 county Court Appointed Special Advocate (CASA) programs, including the 52 CASA programs currently in active operation and the 4 CASA programs currently in development, to be used for purposes related to the operation or development of the programs.

Item 45. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$15,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the National Foundation for Women Legislators, to be used for organizational membership for the Tennessee General Assembly Women's Caucus and training services.

Item 46. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to the Department of General Services for the sole purpose of making grants in the amount of \$150,000 each to the four (4) accredited Tennessee zoos and the Tennessee Aquarium, to be used for capital improvement projects.

Item 47. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Tennessee Bureau of Investigation for the sole purpose of expenses related to the operation of the Tennessee Dangerous Drug Task Force.

Item 48. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Health for the sole purpose of increasing the capacity of federally qualified health centers and community and faith-based health centers in Tennessee to provide medical and dental care to uninsured adults. The appropriation made under this item shall be divided equally between federally qualified health centers and community and faith-based health centers.

Item 49. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Health for the sole purpose of making a grant in such amount to the Safety Net program of Smile 180 Foundation in Davidson County, to be used for a safety net program to provide dentures to low-income individuals statewide.

Item 50. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$377,250 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Men of Valor, to be used to complete the final four (4) stages of the ongoing study being conducted by Belmont University on the impact of Men of Valor and The Next Door programs on recidivism rates in the state.

Item 51. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Education for the sole purpose of the Breakfast After the Bell school breakfast program. Any unexpended funds shall not revert to the general fund at June 30 and shall be carried forward in a reserve at June 30 and are hereby reappropriated in the subsequent fiscal year.

Item 52. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,400,000 (recurring) to the Department of Health for the sole purpose of restoring funding to early childhood home visiting programs.

Item 53. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient not to exceed \$1,300,000 (non-recurring) to the Department of Revenue for the sole purpose of making grants to the municipal government of the City of Oak Ridge and county government of the County of Roane, to be used to reimburse the City of Oak Ridge and Roane County for the city's and county's portions of the sales and use tax refund owed to UT-Battelle, LLC. Such funds shall be distributed to each of the local governments in amounts that represent the city's and county's respective portions.

Item 54. In addition to any other funds appropriated by the provisions of this act, and to the extent that earnings through June 30, 2018, are available from the Department of Treasury earnings credited to the general fund and not otherwise authorized and distributed to funds or entities participating in the State Pooled Investment Fund, Intermediate Term Investment Fund, and other cash investment programs administered by the State Treasurer, there is appropriated the amount of \$11,000,000 to the Department of Education to be used for the Energy Efficient Schools Initiative, in accordance with Tennessee Code Annotated, Title 49, Chapter 17 for the sole purpose of funding the principal amount of interest-bearing energy efficiency loans to Local Education Agencies. The availability of earnings shall periodically be determined and certified by the State Treasurer, with the approval of the Commissioner of Finance and Administration, prior to the distribution of any funds appropriated in this item. Any unexpended funds shall not revert to the general fund and shall be carried forward in a reserve to be expended for the purposes of this item.

Item 55. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$148,000 (non-recurring) to the Department of Health for the sole purpose of making grants to the Epilepsy Foundations across the state as follows: Epilepsy Foundation of Middle & West Tennessee, Epilepsy Foundation of Southeast Tennessee, and Epilepsy Foundation of East Tennessee. Such grants shall be used for education, child safety and prevention initiatives, and services to those with epilepsy. It is the legislative intent that such grants be distributed based on existing percentages.

Item 56. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Historical Commission for the purpose of sewer and pavement improvements for the Carter House Visitor Center in Franklin, Tennessee.

SECTION 47 – ADDITION TO REVENUE FLUCTUATION RESERVE

AND FURTHER AMEND in Section 47, Item 2 by deleting the language "\$850,000,000 on June 30, 2019" and substituting instead the language "\$861,000,000 on June 30, 2019".

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold, underlined explanatory headings in this amendment;
- and

(2) Exclude this paragraph from the engrossed bill.

Rep. Holt moved that **House Bill No. 2644** be deferred to the next Message Calendar, which motion prevailed by the following vote:

Ayes	50
Noes	40

Representatives voting aye were: Akbari, Beck, Boyd, Butt, Byrd, Camper, Clemmons, Coley, Cooper, Crawford, Daniel, Fitzhugh, Goins, Halford, Hardaway, Hill M., Hill T., Holt, Hulse, Jernigan, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Matlock, Miller, Mitchell, Moody, Pitts, Powell, Reedy, Rogers, Rudd, Sanderson, Sexton J., Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Windle, Zachary -- 50

Representatives voting no were: Alexander, Brooks H., Brooks K., Calfee, Carr, Curcio, DeBerry, Doss, Dunn, Eldridge, Farmer, Forgety, Gant, Hawk, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Kumar, Lynn, Marsh, Matheny, McCormick, Moon, Parkinson, Powers, Ragan, Ramsey, Sargent, Sexton C., Smith, Tillis, Travis, Vaughan, White M., Whitson, Williams, Wirgau, Madame Speaker Harwell -- 40

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on the motion to defer **House Bill No. 2644** and have this statement entered in the Journal: Rep. Parkinson.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Bill No. 2328** -- Administrative Procedure (UAPA) - As introduced, with certain exceptions, continues permanent rules filed with the secretary of state on or after January 1, 2017; prohibits the department of children's services from creating a process whereby a person determined to be a perpetrator of child abuse or neglect may have their substantiations reviewed as authorized under Rule 0250-07-09-.12. - Title 4, Chapter 5. by *Faison. (SB2295 by *Bell)

On motion, House Bill No. 2328 was made to conform with **Senate Bill No. 2295**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 2295 be passed on third and final consideration.

Rep. Ragan moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Faison moved that **Senate Bill No. 2295** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 89
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 89

A motion to reconsider was tabled.

House Bill No. 2099 -- Education, State Board of - As introduced, requires the state board of education to develop a policy for transmittal of final disciplinary actions on educator licenses to the national clearinghouse administered by the National Association of State Directors of Teacher Education and Certification (NASDTEC); requires the state board to post on its website all of its final disciplinary actions on educator licenses. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 5. by *Reedy, *Brooks H, *Gant, *Zachary. (*SB2012 by *Gresham, *Tate, *Gardenhire, *Haile, *Hensley, *Crowe, *Dickerson, *Kelsey, *Lundberg)

Further consideration of House Bill No. 2099, previously considered on March 12, 2018. at which time it was Held on the Desk.

On motion, House Bill No. 2099 was made to conform with **Senate Bill No. 2012**; the Senate Bill was substituted for the House Bill.

Rep. Reedy moved that **Senate Bill No. 2012** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 87
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 87

A motion to reconsider was tabled.

THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

House Bill No. 2433 -- Local Education Agencies - As introduced, prohibits LEAs from entering into a non-disclosure agreement during, or as a prerequisite to, settlement for any act of sexual misconduct; prohibits employees from assisting others in obtaining employment if the employee knows that the person has engaged in sexual misconduct involving a minor or student. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 5 and Title 49, Chapter 6. by *White M, *Brooks H, *Hardaway. (*SB2015 by *Gresham, *Lundberg, *Gardenhire, *Haile, *Hensley, *Tate, *Crowe, *Dickerson, *Kelsey)

Further consideration of House Bill No. 2433, previously considered on March 12, 2018, at which time it was Held on the Desk.

On motion, House Bill No. 2433 was made to conform with **Senate Bill No. 2015**; the Senate Bill was substituted for the House Bill.

Rep. M. White moved that **Senate Bill No. 2015** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 89

A motion to reconsider was tabled.

***House Bill No. 2219** -- Health Care - As introduced, directs the commissioner of health to study issues related to healthcare access and healthcare status of populations affected by the implementation of Chapter 1043 of the Public Acts of 2016; the commissioner shall report the findings and any recommendations arising out of the study to the health committee of the house of representatives and the health and welfare committee of the senate on or before January 15, 2019. - Amends TCA Title 4; Title 7; Title 33; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Sexton C, *Kumar, *Terry, *Whitson, *Jernigan, *White D. (SB2362 by *Crowe, *Green, *Massey, *Haile, *Reeves)

Further consideration of House Bill No. 2219, previously considered on April 17, 2018, at which time it was reset for the Regular Calendar on April 18, 2018.

On motion, House Bill No. 2219 was made to conform with **Senate Bill No. 2362**; the Senate Bill was substituted for the House Bill.

Rep. C. Sexton moved that Senate Bill No. 2362 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Terry moved adoption of Health Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2362 by adding the following as a new section immediately preceding the effective date section and renumbering the effective date section accordingly:

SECTION __. Tennessee Code Annotated, Title 56, Chapter 7, Part 31, is amended by adding the following as a new section:

A pharmacy or pharmacist has the right to provide an insured information regarding the amount of the insured's cost share for a prescription drug. Neither a pharmacy nor a pharmacist shall be penalized by a pharmacy benefits manager for discussing any information described in this section or for selling a lower priced drug to the insured if one is available.

On motion, Health Committee Amendment No. 2 was adopted.

Rep. C. Sexton moved that House Amendment No. 3 be withdrawn, which motion prevailed.

Rep. C. Sexton moved that House Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Jones moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND Senate Bill No. 2362 by deleting all language following the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 68, is amended by adding Sections 2 through 9 as a new chapter.

SECTION 2. This chapter shall be known and may be cited as the "Medical Cannabis Access Act."

SECTION 3. As used in this chapter, unless the context requires otherwise:

(1) "Cannabis" means the dried flowers of the female cannabis plant or any mixture or preparation of the flowers, but does not include seeds, stalks, leaves, or roots of the plant;

(2) "Cardholder" means a qualifying patient who has been diagnosed with a qualifying medical condition by a practitioner and certified for participation

in the safe access program and who possesses a valid program identification card;

(3) "Caregiver" means a person who provides personal care, support, or assistance to a qualifying patient, including, but not limited to, a parent or legal guardian of a qualifying patient under eighteen (18) years of age;

(4) "Licensed processor" means an entity licensed and registered under Section 7 that processes, packages, and delivers medical cannabis or related supplies and educational materials to participating pharmacies or regulated dispensaries;

(5) "Licensed producer" means an entity licensed and registered under Section 7 that possesses, cultivates, processes, manufactures, and delivers medical cannabis or related supplies and educational materials to licensed processors;

(6) "Medical use" means the acquisition, possession, use, or transportation of cannabis or paraphernalia relating to the consumption of cannabis to alleviate a registered patient's qualifying medical condition or its symptoms;

(7) "Participating pharmacy" means a licensed pharmacy in this state that applies to be a direct provider of medical cannabis to safe access program cardholders;

(8) "Practitioner" means a person who is licensed with authority to prescribe drugs pursuant to title 63, chapter 7 or 19, or a physician licensed with authority to prescribe drugs in this state under title 63, chapter 6 or 9;

(9) "Program" means the safe access program as administered or regulated by the department of agriculture, department of health, and the board of pharmacy or any entity authorized to administer the safe access program pursuant to a rule promulgated by the department of agriculture, department of health, or board of pharmacy in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5;

(10) "Program identification card" means a document issued by a participating pharmacy or regulated dispensary that identifies a person as a registered qualifying patient in the safe access program;

(11) "Qualifying medical condition" means:

(A) Cancer, glaucoma, multiple sclerosis (MS), human immunodeficiency virus (HIV), acquired immune deficiency syndrome (AIDS), hepatitis C (HCV), amyotrophic lateral sclerosis (ALS), Crohn's disease, post-traumatic stress disorder (PTSD), or Alzheimer's disease or the treatment of these conditions;

(B) A chronic or debilitating disease or medical condition or its treatment that produces one (1) or more of the following:

- (i) Cachexia or wasting syndrome;
- (ii) Severe, debilitating, chronic pain;
- (iii) Severe nausea;
- (iv) Seizures, including, but not limited to, those characteristic of epilepsy; or
- (v) Severe and persistent muscle spasms, including, but not limited to, those characteristic of a spinal cord injury or nerve damage;

(C) Any medical condition for which a patient receives hospice services, as defined in § 68-11-201; or

(D) Any other medical condition or its treatment as certified or prescribed by a practitioner and approved by the department of health;

(12) "Qualifying patient" means a person who has been diagnosed with a qualifying medical condition by a practitioner and is a resident of Tennessee, except as provided in Section 4(i), or the person's designated and registered caregiver;

(13) "Registry identification card" means a program identification document issued to a principal officer, board member, agent, volunteer, or employee of a licensed producer or processor;

(14) "Regulated dispensary" means an entity that has been established to dispense medical cannabis from the safe access program to eligible Tennessee patients in the absence of distribution through participating pharmacies and in accordance with rules promulgated under the authority of this chapter by the department of health;

(15) "Resident of Tennessee" means a person who is a resident for purposes of eligibility for medical assistance under title 71, chapter 5, part 1; and

(16) "Safe access program enrollment" means that a qualifying patient has received a certification for medical cannabis from a practitioner and complied with Section 5(a) of this act.

SECTION 4.

(a) A qualifying patient who possesses a program identification card shall not be subject to arrest, prosecution, or penalty in any manner or denied any right or privilege, including, but not limited to, a civil penalty or disciplinary action

by a business or an occupational or professional licensing board or commission for the medical use of cannabis; provided, that the qualifying patient is enrolled in the safe access program.

(b) No school, employer, or landlord may refuse to enroll, employ, or lease to or otherwise penalize a person solely for the person's status as a cardholder.

(c) A registered qualifying patient may possess a reasonable amount of cannabis, not to exceed one (1) month's supply, as determined by the patient's practitioner.

(d)

(1) There exists a rebuttable presumption that a qualifying patient is engaged in the medical use of cannabis if the qualifying patient:

(A) Is in possession of a program identification card; and

(B) Is in possession of an amount of cannabis that does not exceed the amount permitted under this part.

(2) The presumption may be rebutted by evidence that conduct related to cannabis was not for the purpose of alleviating the qualifying patient's debilitating medical condition or symptoms associated with the medical condition.

(e) A practitioner shall not be subject to arrest, prosecution, or penalty in any manner or denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by the board of medical examiners or by a business or an occupational or professional licensing board or commission of this state solely for providing written certifications or for otherwise stating that, in the practitioner's professional opinion, the potential benefits of medical cannabis would likely outweigh the health risks for a qualifying patient.

(f) Any interest in or right to property that is possessed, owned, or used in connection with the medical use of cannabis, or acts incidental to such use, shall not be forfeited.

(g) No person shall be subject to arrest or prosecution for constructive possession, conspiracy, aiding and abetting, being an accessory, or any other offense for simply being in the presence or vicinity of the medical use of cannabis as permitted under this chapter or for assisting a registered safe access program patient with using or administering medical cannabis.

(h) A practitioner, nurse, or pharmacist shall not be subject to arrest, prosecution, or penalty in any manner or denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a business or an occupational or professional licensing board or commission solely for discussing

the benefits or health risks of medical cannabis or its interaction with other substances with a patient or for providing certification of a patient's eligibility for the safe access program to participating pharmacies or regulated dispensaries.

(i) A program identification card or its equivalent issued under the laws of another state, United States territory, or the District of Columbia to permit the medical use of cannabis by a patient with a debilitating medical condition, or to permit a person to assist with the medical use of cannabis by a patient with a debilitating medical condition, shall not have the same force and effect as a program identification card. An out-of-state patient must be evaluated and certified for safe access program participation by a practitioner licensed and qualified to do so in this state in order to obtain medical cannabis from the safe access program.

(j) For purposes of medical care, including organ transplants, a registered qualifying patient's authorized use of cannabis is considered the equivalent of the authorized use of any other medication used at the direction of a physician and does not constitute the use of an illicit substance.

SECTION 5.

(a) Enrollment in the safe access program shall be conducted at participating pharmacies and regulated dispensaries. For a qualifying patient to be enrolled in the program:

(1) The qualifying patient's practitioner, with whom the patient has a bona fide patient-practitioner relationship, shall complete a full assessment of the qualifying patient's medical history;

(2) The qualifying patient's practitioner shall specify the qualifying patient's debilitating medical condition or conditions and state that in the practitioner's professional opinion the potential benefits of the medical use of cannabis would likely outweigh the health risks for the qualifying patient; and

(3) The certification and safe access program enrollment completed at the participating pharmacy or regulated dispensary shall certify the qualifying patient's debilitating medical condition or conditions.

(b) The program shall issue program identification cards to qualifying patients who receive a certification for medical cannabis and complete the safe access program enrollment process at a participating pharmacy or regulated dispensary. Patients shall provide the following information to the safe access program:

(1) Name, address, and date of birth of the qualifying patient; provided, however, that if the patient is homeless, no address is required; and

(2) Name, address, and telephone number of the qualifying patient's practitioner.

(c) The program shall not issue a program identification card to a qualifying patient under eighteen (18) years of age unless:

(1) The qualifying patient's practitioner has explained the potential risks and benefits of the medical use of cannabis to the qualifying patient and to a parent, guardian, or person having legal custody of the qualifying patient; and

(2) The parent, guardian, or person having legal custody consents in writing to:

(A) Allow the qualifying patient's medical use of cannabis; and

(B) Control the acquisition of the cannabis, the dosage, and the frequency of the medical use of cannabis by the qualifying patient.

(d)

(1) The program shall verify the information contained in a safe access program application or renewal submitted pursuant to this section and shall approve or deny an application or renewal within thirty (30) days of receiving it.

(2) The program shall deny a safe access program application or renewal only if the applicant did not provide the information required pursuant to this section or if the program determines that the information provided was falsified.

(3) Rejection of a safe access program application or renewal is considered a final program action, subject to judicial review.

(4) Jurisdiction and venue for judicial review are vested in the chancery court of Davidson County.

(e) The program shall issue a program identification card at the time of enrollment into the program, which shall expire no later than one (1) year after the date of issuance.

(f) Program identification cards shall contain:

(1) The date of issuance and expiration date of the identification card;

(2) A random program identification number; and

(3) Any additional information as required by rule or the program.

(g) A person who is issued a program identification card is subject to the following:

(1) A qualifying patient who has been issued a program identification card shall notify the patient's practitioner of any change in the patient's name or address or if the patient ceases to have the patient's qualifying medical condition within thirty (30) days of such change;

(2) A registered qualifying patient who fails to notify the patient's practitioner of any changes requiring notification is subject to a civil penalty of twenty-five dollars (\$25.00). If the patient ceases to suffer from a qualifying medical condition, the card shall be deemed void, and the patient shall be liable for any other penalties that may apply to the patient's nonmedical use of cannabis;

(3) When a qualifying patient notifies the patient's practitioner of any changes listed in this subsection (g), the practitioner shall issue the patient a certification to be used to update safe access program information with the participating pharmacy or regulated dispensary;

(4) When a qualifying patient who possesses a program identification card changes practitioners, the new practitioner shall assume responsibility for the patient's safe access program participation and shall issue a new certification to update the patient's safe access program information to reflect the change. No more than one (1) certification from one (1) practitioner will be allowed for safe access participants;

(5) If a cardholder's program identification card is lost, the cardholder shall notify the participating pharmacy or regulated dispensary and submit a fee of ten dollars (\$10.00) to receive a replacement card; and

(6) If a cardholder knowingly violates any provision of this chapter as determined by the program, the program identification card may be revoked.

(h) Possession of or application for a program identification card shall not constitute probable cause or reasonable suspicion nor shall it be used to support the search of the person or property of the person possessing or applying for the program identification card nor otherwise subject the person or property of the person to inspection by any governmental agency.

(i)

(1) A program identification card and the supporting information submitted by a qualifying patient, including information regarding the patient's practitioner, is confidential and protected under the federal

Health Insurance Portability and Accountability Act of 1996 (Pub. L. 104-191), as amended.

(2) The program shall maintain a confidential list of safe access program participants whose practitioners have certified them in the program and to whom the program has issued program identification cards. Individual names and other identifying information on the list are considered confidential and exempt from the public record provisions of title 10, chapter 7, part 5, and are not subject to disclosure, except to authorized employees of the program as necessary to perform official duties of the program.

(j) The program shall verify to law enforcement personnel whether a program identification card is valid solely by confirming the program identification number.

(k)

(1) Any person, including an employee or official of the program or its licensees or another state agency or local government, who knowingly breaches the confidentiality of information obtained pursuant to this chapter commits a Class B misdemeanor, punishable only by a fine of one thousand dollars (\$1,000).

(2) Notwithstanding subdivision (k)(1), a safe access program employee may notify law enforcement about falsified or fraudulent information submitted to the program.

(l) On or before January 31 of each even-numbered year, beginning in 2020, the department of health, department of agriculture, and board of pharmacy shall report to the general assembly on the performance of the safe access program. The report shall provide:

(1) The number of patients enrolled in the safe access program;

(2) The nature of the debilitating medical conditions of the patients;

(3) The number of practitioners providing safe access program certification for qualifying patients;

(4) An evaluation of the costs and benefits of the safe access program for patients, practitioners, and the general public, including any costs and benefits to law enforcement agencies, the courts, and hospitals;

(5) Statistics regarding the number of cannabis-related prosecutions against registered patients and caregivers and an analysis of the facts underlying those prosecutions;

(6) Statistics regarding the number of prosecutions against practitioners for violations of this part; and

(7) Updates on national policy and practice associated with influencing the access of qualified patients to medical cannabis.

(m) The application for a qualifying patient's program identification card shall include a statement indicating that the program may contact the patient to obtain information about safe access program participation, including experiences with using medical cannabis, in a systematic effort to inform future safe access program policies and practices.

SECTION 6.

(a) A person shall not:

(1) Undertake any task under the influence of cannabis when doing so would constitute negligence or professional malpractice;

(2) Use cannabis:

(A) In a school bus or other form of public transportation;

(B) On school grounds;

(C) In any correctional facility;

(D) In any public place;

(E) In any licensed substance abuse treatment facility in this state; or

(F) Where exposure to cannabis significantly and adversely affects the health, safety, or welfare of children; or

(3) Operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while under the influence of cannabis. However, a registered qualifying patient shall not be considered to be under the influence solely for having cannabis metabolites in the patient's system.

(b) Nothing in this chapter requires:

(1) A government medical assistance program or private health insurer to reimburse a person for costs associated with the medical use of cannabis; or

(2) An employer to accommodate medical cannabis in any workplace.

(c) A person who makes a fraudulent representation of any fact or circumstance relating to the medical use of cannabis to a law enforcement official to avoid arrest or prosecution commits a Class C misdemeanor.

SECTION 7.

(a) A licensed producer registered under this section may possess, cultivate, harvest, and deliver cannabis or related products to a licensed processor. The department of agriculture shall regulate licensed producers.

(b) A licensed processor registered under this section may possess, process, package, and deliver cannabis or related products to participating pharmacies or regulated dispensaries. The department of agriculture shall regulate licensed processors.

(c)

(1) A participating pharmacy or a regulated dispensary is the point of distribution of medical cannabis to safe access program participants.

(2) The board of pharmacy shall regulate participating pharmacies.

(3) The department of health shall regulate dispensaries.

(4) Except as specifically provided to the contrary, all provisions of this chapter apply to a licensed producer, licensed processor, participating pharmacy, or regulated dispensary.

(d)

(1) No later than one hundred twenty (120) days after the effective date of this act, the commissioner of health, the commissioner of agriculture, and the board of pharmacy shall promulgate rules governing the consideration of applications and qualifications of applicants for registration certificates for licensed producers, licensed processors, participating pharmacies, and regulated dispensaries, including:

(A) The form and content of registration and renewal applications;

(B) Minimum oversight requirements for these entities;

(C) Minimum record-keeping requirements for these entities;

(D) Minimum security requirements for these entities; and

(E) Procedures for suspending or revoking the registration of these entities that violate this section or the regulations promulgated pursuant to this subsection (d), including procedures for providing notice and hearing regarding the suspension or revocation of a registration certificate.

(2) No later than one hundred twenty (120) days after the effective date of this act, the program shall begin accepting applications for the operation of licensed producers, licensed processors, participating pharmacies, and regulated dispensaries.

(3) No later than one hundred eighty (180) days after the effective date of this act, the program shall provide for at least one (1) public hearing on the granting of an application to at least one (1) licensed producer, one (1) licensed processor, and one (1) participating pharmacy or one (1) regulated dispensary.

(4) No later than two hundred ten (210) days after the effective date of this act, the program shall grant at least one (1) registration certificate to a licensed producer, a licensed processor, and a participating pharmacy or regulated dispensary; provided, that at least one (1) applicant in each category meets the requirements of this part.

(5) After completion of subdivisions (d)(2)-(4), the program shall accept new applications during the following periods each year:

(A) January 15 through January 31; and

(B) July 15 through July 31.

(6) No later than April 15 and October 15 of each year, the program shall:

(A) Review applications received during the most recent period identified in subdivision (d)(5);

(B) Solicit public comments regarding the issuance of registration certificates to additional licensed producers, licensed processors, and participating pharmacies or regulated dispensaries; and

(C) Issue registration certificates to qualified applicants after consideration of public comments and identified and anticipated needs of the safe access program and its participants.

(e)

(1) Each application for a licensed producer or processor shall include:

(A) A nonrefundable application fee paid to the program in the amount of two hundred fifty dollars (\$250);

(B) The proposed legal name and proposed articles of incorporation or charter and bylaws of the licensed producer or processor;

(C) The proposed physical address of the licensed producer or processor if a precise address has been determined, or, if no precise address yet exists, the general location where it would be located. This also includes any second location for the cultivation of medical cannabis;

(D) A description of the enclosed, locked facility to be used in the cultivation of cannabis;

(E) The name, address, and date of birth of each principal officer and board member of the licensed producer or processor;

(F) Proposed security and safety measures, which shall include at least one (1) security alarm system for each location, a plan for deterring and preventing any unauthorized entrance into areas containing cannabis and the theft of cannabis, as well as an employee instruction manual that includes security policies, safety and security procedures, and personal safety and crime prevention techniques; and

(G) Proposed procedures to ensure accurate record keeping.

(2) Each time one (1) or more licensed producer or processor registration applications are being considered, the program shall provide an opportunity for public comment and shall solicit input from registered qualifying patients, potential patients, practitioners, and local governmental officials where the applicants would be located.

(3) Each time a licensed producer or processor certificate is granted, the decision shall be based upon an assessment of the licensed producer's or licensed processor's ability to serve the overall health needs of safe access program patients and the safety of the public, including, but not limited to, the following factors:

(A) Convenience to patients throughout the state if the applicant were approved;

(B) The applicant's ability to provide a steady supply to the registered qualifying patients in the state;

(C) The applicant's experience running a business or nonprofit organization;

(D) The input from local governmental officials, including law enforcement officials, where the producer or processor is or will be located;

(E) The sufficiency of the applicant's plans for record keeping and security. The records shall be considered confidential information under state law and deemed protected healthcare information for purposes of the federal Health Insurance Portability and Accountability Act of 1996 (Pub. L. 104-191), as amended; and

(F) The sufficiency of the applicant's plans for safety and security, including proposed location, security devices employed, and staffing.

(4) After a licensed producer or processor is approved, but before it begins operations, it shall submit the following to the program:

(A) A fee paid to the program in the amount of one thousand dollars (\$1,000);

(B) The legal name and articles of incorporation or charter and bylaws of the licensed producer or processor;

(C) The physical address of the licensed producer or processor, including any second address for the secure cultivation of cannabis;

(D) The name, address, and date of birth of each principal officer and board member of the licensed producer or processor;

(E) The name, address, and date of birth of any person who will be an agent of or employed by the licensed producer or processor at its inception;

(F) A signed and notarized agreement for appropriate persons to be trained, supervised, and monitored by safe access program staff or contractors or both.

(5) The program shall track the performance of each licensed producer or processor and issue a written statement of performance to each licensed producer or processor semi-annually, as determined by the program. Licensed producers and processors shall maintain compliance with all safe access program rules and requirements at all times.

(6) Except as provided in subdivision (e)(7), the program shall issue each principal officer, board member, agent, volunteer, and employee of a licensed producer or processor a registry identification card or renewal card within thirty (30) days of receipt of the person's name, address, date of birth, and a fee in an amount established by the program. Each card shall specify that the cardholder is a principal officer, board member, agent, volunteer, or employee of an entity and shall contain the following information:

(A) The name, address, and date of birth of the principal officer, board member, agent, volunteer, or employee;

(B) The legal name of the licensed producer or processor with which the principal officer, board member, agent, volunteer, or employee is affiliated;

(C) A random identification number unique to the cardholder;

(D) The date of issuance and expiration date of the registry identification card;

(E) A photograph, if the program requires one; and

(F) Verification that the principal officer, board member, agent, volunteer, or employee has completed a criminal history records check by the Tennessee bureau of investigation.

(7)

(A) Except as otherwise provided in subdivision (e)(7)(D), the program shall not issue a registry identification card to any principal officer, board member, agent, volunteer, or employee of a licensed producer or processor who has been convicted of a felony offense under title 39, chapter 17, part 4.

(B) The program shall conduct a criminal history records check of each principal officer, board member, agent, volunteer, or employee in order to carry out this subdivision (e)(7).

(C) The program shall notify the licensed producer or processor in writing of the purpose for denying the registry identification card.

(D) The program may grant the person a registry identification card if the program determines that the offense was for conduct that occurred prior to the enactment of this chapter or that was prosecuted by an authority other than the state of

Tennessee and for which this chapter would otherwise have prevented a conviction.

(8) A registry identification card of a principal officer, board member, agent, volunteer, or employee shall expire one (1) year after its issuance, or upon the expiration of the registered organization's registration certificate, whichever occurs first.

(f)

(1) A licensed producer's or processor's registration certificate shall expire two (2) years after the certificate is issued. The licensed producer or processor may submit a renewal application no earlier than sixty (60) days before the expiration of its registration certificate.

(2) The program shall renew a licensed producer's or processor's registration certificate no later than thirty (30) days after the receipt of the renewal application if the following conditions are satisfied:

(A) The licensed producer or processor submits the materials required under subdivision (e)(4), including the one-thousand-dollar fee;

(B) The licensed producer's or processor's registration certificate has not been suspended or revoked at any time for violations of this chapter or rules promulgated pursuant to this part;

(C) The board of pharmacy's report, issued pursuant to Section 8, indicates that the licensed producer or processor adequately provides Tennessee patients with access to medical cannabis; and

(D) The board of pharmacy's report, issued pursuant to Section 8, does not raise serious concerns about the continued operation of the licensed producer or processor applying for renewal.

(3) If the program determines that any of the conditions listed in subdivision (f)(2) requires the program to suspend or revoke a registration certificate, the program shall:

(A) Provide notice and hearing to a licensed producer or processor prior to revoking a registration certificate; and

(B) Initiate an open application process to replace the operation of the producer or processor who has had a registration certificate suspended or revoked. In granting a new registration

certificate, the program shall consider factors listed in subdivision (e)(3).

(4) The program shall issue a licensed producer or processor one (1) or more thirty-day temporary registration certificates to replace the licensed producer's or processor's registration certificate scheduled to expire if the following conditions are satisfied:

(A) The licensed producer or processor previously applied for a renewal, but the program did not reach a decision;

(B) The licensed producer or processor requested a temporary registration certificate; and

(C) The licensed producer's or processor's registration certificate has not been suspended or revoked at any time for violations of this chapter or rules promulgated pursuant to this part.

(g) Licensed producers and processors are subject to reasonable inspection by the department of health, the department of agriculture, or the board of pharmacy, as appropriate, at any time. A department or board shall give reasonable notice of an inspection under this subsection (g). During an inspection, the department or board may review the licensed producer's or processor's confidential records, including its dispensing records, which may track transactions according to registry identification numbers to protect patient confidentiality.

(h)

(1) A licensed producer or processor shall operate for the mutual benefit of Tennessee patients. A licensed producer or processor need not be recognized as a tax-exempt organization by the internal revenue service.

(2) A licensed producer or processor may not be located within five hundred feet (500') of the property line of a preexisting school.

(3) A licensed producer or processor shall notify the program no later than thirty (30) days after a principal officer, board member, agent, volunteer, or employee ceases to work at the licensed producer or processor, and the person's card shall be deemed void.

(4) A licensed producer or processor shall notify the program in writing of the name, address, and date of birth of any new principal officer, board member, agent, volunteer, or employee and shall remit a fee in an amount established by the program for a new registry identification card before the new agent or employee begins working at the licensed producer or processor.

(5) A licensed producer or processor shall implement appropriate security measures to deter and prevent the unauthorized entrance into areas containing cannabis and the theft of cannabis and shall insure that each location has an operational security alarm system.

(6) The operating documents of a licensed producer or processor shall include procedures for the oversight of the licensed producer or processor and procedures to ensure accurate recordkeeping.

(7) A licensed producer or processor is prohibited from acquiring, possessing, cultivating, manufacturing, delivering, transferring, transporting, supplying, or dispensing cannabis for any purpose except to assist registered safe access program patients.

(8) Each time a new, registered qualifying patient visits a participating pharmacy or regulated dispensary, the participating pharmacy or regulated dispensary shall provide the patient with materials designed by the program to answer frequently asked questions and explain the limitations on the right to use medical cannabis under this part.

(9) Each licensed producer or processor shall develop, implement, and maintain on the premises employee and agent policies and procedures to address the following requirements:

(A) A job description or employment contract developed for all employees and a volunteer agreement for all volunteers that includes duties, authority, responsibilities, qualification, and supervision; and

(B) Training in and adherence to state confidentiality laws.

(10) Each licensed producer or processor shall maintain a personnel record for each employee and each volunteer that includes an application for employment or to volunteer and a record of any disciplinary action taken.

(11) Each licensed producer or processor shall develop, implement, and maintain on the premises an on-site training curriculum or contract with a person or entity capable of meeting employee training needs, including, but not limited to, the following topics:

(A) Professional conduct, ethics, and patient confidentiality; and

(B) Informational developments in the field of medical cannabis.

(12) Each licensed producer or processor entity shall provide each employee and each volunteer, at the time of the initial appointment, training in the following:

(A) The proper use of security measures and related procedures; and

(B) Specific instructions on how to respond to emergencies.

(13) A licensed producer or processor shall prepare training documentation on the safe access program for each employee and have the employee sign a statement indicating the date, time, and place the employee received the training, the topics discussed, and the name and title of presenters. The licensed producer or processor shall maintain the training documentation for a period of at least six (6) months after the termination of employment or volunteer status.

(i)

(1) No registered licensed producer or processor shall be subject to prosecution, a search, notwithstanding an inspection pursuant to subsection (g), a seizure, or a penalty in any manner or denied any right or privilege, including a civil penalty imposed or disciplinary action taken by a business or an occupational or professional licensing board or entity, solely for acting in accordance with this section to produce, process, or distribute medical cannabis through the safe access program.

(2) No principal officer, board member, agent, volunteer, or employee of a registered licensed producer or processor shall be subject to an arrest, prosecution, a search, a seizure, or a penalty in any manner or denied any right or privilege, including a civil penalty imposed or a disciplinary action taken by a business or an occupational or professional licensing board or entity, solely for working for or with a licensed producer, licensed processor, participating pharmacy, or regulated dispensary to engage in acts permitted by this section.

(j)

(1) A licensed producer shall not dispense, deliver, or otherwise transfer cannabis to any person or entity other than a licensed processor.

(2) A licensed processor shall not dispense, deliver, or otherwise transfer medical cannabis to any person or entity other than a participating pharmacy or a regulated dispensary.

(3) A participating pharmacy or regulated dispensary shall not dispense, deliver, or otherwise transfer medical cannabis other than to a safe access program qualifying patient.

(4) A person found to have violated subdivision (j)(1), (j)(2), or (j)(3) is not permitted to be an employee, agent, principal officer, or board member of any licensed producer or processor, and the person's registry identification card shall be revoked.

(5) No person who has been convicted of a felony offense under title 39, chapter 17, part 4, is permitted to be a principal officer, board member, agent, volunteer, or employee of a licensed producer or processor unless the program determines that the person's conviction was for the medical use of cannabis or assisting with the medical use of cannabis and issues the person a registry identification card as provided under subdivision (e)(7)(D).

(6) A person who knowingly violates this subsection (j) or knowingly fails to disclose a prior conviction in violation of subdivision (j)(5) commits a Class C misdemeanor, punishable only by a fine of one thousand dollars (\$1,000). A subsequent offense in violation of this subsection (j) is a Class B misdemeanor.

SECTION 8.

(a)

(1) Effective November 1, 2018, the board of pharmacy shall meet at least three (3) times per year for the purpose of providing findings and making recommendations to the general assembly regarding:

(1) Tennessee patients' access to medical cannabis;

(2) Performance of licensed producers, licensed processors, participating pharmacies, and regulated dispensaries;

(3) Practitioner participation in the safe access program;

(4) Additions to the list of qualifying medical conditions; and

(5) Research studies relevant to medical cannabis.

(b) On or before January 31 of every odd-numbered year, beginning in 2021, the board shall report to the general assembly on its findings and recommendations.

SECTION 9. In accordance with this part, a person authorized by and in compliance with the safe access program regarding the manufacture, delivery, sale, or possession of medical cannabis shall not be subject to arrest or prosecution under § 39-17-417(a), § 39-17-418, or § 39-17-425, if the person's activities are in accordance with this part.

SECTION 10. If any provision of this act or the application of any provision of this act to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end, the provisions of this act are declared to be severable.

SECTION 11. The commissioner of health, commissioner of agriculture, and board of pharmacy are authorized to promulgate rules, as appropriate, to effectuate the purposes of this act. All rules shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5.

SECTION 12. For the purposes of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2018, the public welfare requiring it.

Rep. C. Sexton moved that House Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes	60
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Alexander, Boyd, Brooks H., Butt, Byrd, Calfee, Carr, Carter, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Forgety, Gant, Goins, Halford, Hawk, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Johnson, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, Moody, Moon, Powers, Ragan, Ramsey, Rogers, Rudd, Sexton C., Sexton J., Sherrell, Tillis, Travis, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madame Speaker Harwell -- 60

Representatives voting no were: Akbari, Beck, Camper, Clemmons, Cooper, DeBerry, Faison, Fitzhugh, Hardaway, Hicks, Jernigan, Jones, Love, Miller, Mitchell, Parkinson, Pitts, Powell, Reedy, Staples, Stewart, Thompson, Towns, Turner, Windle -- 25

Representatives present and not voting were: Sparks -- 1

Rep. C. Sexton moved that **Senate Bill No. 2362**, as amended, be passed on third and final consideration which motion prevailed by the following vote:

Ayes	86
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 86

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on the motion to table House Amendment No. 5 to **Senate Bill No. 2362** and have this statement entered in the Journal: Rep. Hicks.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Joint Resolution No. 1083** -- General Assembly, Confirmation of Appointment - John C. Compton, UT board of trustees. by *Casada, *Hawk, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *Weaver, *DeBerry, *White M, *Turner, *Akbari, *Moody, *Fitzhugh.

Further consideration of House Joint Resolution No. 1083, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of House Joint Resolution No. 1083.

Rep. Marsh moved the previous question, which motion prevailed by the following vote:

Ayes	65
Noes.....	21

Representatives voting aye were: Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Coley, Cooper, Crawford, Curcio, Daniel, Doss, Eldridge, Faison, Farmer, Forgety, Gant, Goins, Halford, Hawk, Hazlewood, Hicks, Hill T., Holsclaw, Howell, Hulsey, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, Moody, Moon, Powers, Ragan, Ramsey, Rudd, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Tillis, Travis, Vaughan, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madame Speaker Harwell -- 65

Representatives voting no were: Akbari, Beck, Camper, Clemmons, DeBerry, Fitzhugh, Hardaway, Holt, Jernigan, Jones, Love, Miller, Mitchell, Parkinson, Pitts, Powell, Rogers, Stewart, Thompson, Towns, Windle -- 21

Rep. Hawk moved adoption of **House Joint Resolution No. 1083**, which motion prevailed by the following vote:

Ayes	69
Noes.....	17
Present and not voting.....	1

Representatives voting aye were: Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Coley, Cooper, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Johnson, Kane, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matlock, McCormick, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sargent,

THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Sexton C., Sherrell, Smith, Sparks, Staples, Tillis, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madame Speaker Harwell -- 69

Representatives voting no were: Beck, Clemmons, Hardaway, Holt, Jernigan, Jones, Keisling, Love, Matheny, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns, Windle -- 17

Representatives present and not voting were: Crawford -- 1

A motion to reconsider was tabled.

***House Joint Resolution No. 1084** -- General Assembly, Confirmation of Appointment - William E. Evans, UT board of trustees. by *Casada, *Hawk, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *Weaver, *DeBerry, *White M, *Turner, *Akbari, *Moody, *Fitzhugh.

Further consideration of House Joint Resolution No. 1084, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of **House Joint Resolution No. 1084**, which motion prevailed by the following vote:

Ayes	85
Noes.....	4
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 85

Representatives voting no were: Clemmons, Holt, Keisling, Towns -- 4

Representatives present and not voting were: Daniel, Mitchell -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Joint Resolution No. 1084** and have this statement entered in the Journal: Rep. Towns.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "present and not voting" on **House Joint Resolution No. 1084** and have this statement entered in the Journal: Rep. Clemmons.

4535

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Joint Resolution No. 1086** -- General Assembly, Confirmation of Appointment - Brad A. Lampley, UT board of trustees. by *Casada, *Hawk, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *Weaver, *DeBerry, *White M, *Turner, *Akbari, *Moody, *Fitzhugh, *Whitson.

Further consideration of House Joint Resolution No. 1086, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of House Joint Resolution No. 1086.

Rep. Powers moved the previous question, which motion prevailed.

Rep. Hawk moved adoption of **House Joint Resolution No. 1086**, which motion prevailed by the following vote:

Ayes	81
Noes.....	3
Present and not voting.....	4

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Hulse, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Stewart, Terry, Tillis, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 81

Representatives voting no were: Holt, Keisling, Towns -- 3

Representatives present and not voting were: Clemmons, Mitchell, Rudd, Thompson -- 4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "not voting" to "aye" on **House Joint Resolution No. 1086** and have this statement entered in the Journal: Reps. Matlock and Staples.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Joint Resolution No. 1087** -- General Assembly, Confirmation of Appointment - Kara M. Lawson, UT board of trustees. by *Casada, *Hawk, *Staples, *Dunn, *Zachary, *Brooks

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H, *Kane, *Matlock, *Smith, *Weaver, *DeBerry, *White M, *Turner, *Akbari, *Moody, *Fitzhugh, *Hardaway, *Camper, *Favors, *Miller, *Shaw, *Cooper, *Parkinson, *Towns, *Love.

Further consideration of House Joint Resolution No. 1087, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of House Joint Resolution No. 1087.

Rep. Hazlewood moved the previous question, which motion prevailed.

Rep. Hawk moved adoption of **House Joint Resolution No. 1087**, which motion prevailed by the following vote:

Ayes	87
Noes.....	2
Present and not voting.....	3

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 87

Representatives voting no were: Holt, Keisling -- 2

Representatives present and not voting were: Clemmons, Mitchell, Thompson -- 3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Joint Resolution No. 1087** and have this statement entered in the Journal: Rep. Marsh.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Joint Resolution No. 1088** -- General Assembly, Confirmation of Appointment - Melvin J. Malone, UT board of trustees. by *Casada, *Hawk, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *DeBerry, *White M, *Turner, *Akbari, *Moody, *Fitzhugh, *Hardaway, *Camper, *Favors, *Miller, *Shaw, *Cooper, *Love, *Towns, *Parkinson.

Further consideration of House Joint Resolution No. 1088, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Rep. Hawk moved adoption of House Joint Resolution No. 1088.

Rep. Byrd moved the previous question, which motion prevailed.

Rep. Hawk moved adoption of **House Joint Resolution No. 1088**, which motion prevailed by the following vote:

Ayes	85
Noes.....	2
Present and not voting.....	4

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Hulsey, Jernigan, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 85

Representatives voting no were: Holt, Keisling -- 2

Representatives present and not voting were: Clemmons, Daniel, Mitchell, Rudd -- 4

A motion to reconsider was tabled.

***House Joint Resolution No. 1089** -- General Assembly, Confirmation of Appointment - Sharon J. Pryse, UT board of trustees. by *Casada, *Hawk, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *Weaver, *DeBerry, *White M, *Akbari, *Lollar, *Turner, *Moody.

Further consideration of House Joint Resolution No. 1089, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of **House Joint Resolution No. 1089**, which motion prevailed by the following vote:

Ayes	86
Noes.....	2
Present and not voting.....	3

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry,

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Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Johnson, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 86

Representatives voting no were: Holt, Keisling -- 2

Representatives present and not voting were: Clemmons, Mitchell, Thompson -- 3

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Daniel

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Joint Resolution No. 1090** -- General Assembly, Confirmation of Appointment - William C. Rhodes III, UT board of trustees. by *Casada, *Hawk, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *White M, *DeBerry, *Akbari, *Weaver, *Turner, *Moody.

Further consideration of House Joint Resolution No. 1090, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of **House Joint Resolution No. 1090**, which motion prevailed by the following vote:

Ayes	84
Noes.....	2
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Gant, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 84

Representatives voting no were: Holt, Keisling -- 2

Representatives present and not voting were: Clemmons, Mitchell -- 2

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Favors

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***House Joint Resolution No. 1091** -- General Assembly, Confirmation of Appointment - Donnie Smith, UT board of trustees. by *Casada, *Hawk, *Marsh, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *Weaver, *DeBerry, *White M, *Turner, *Akbari, *Moody, *Fitzhugh.

Further consideration of House Joint Resolution No. 1091, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of **House Joint Resolution No. 1091**, which motion prevailed by the following vote:

Ayes	83
Noes.....	2
Present and not voting.....	4

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Smith, Sparks, Staples, Stewart, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 83

Representatives voting no were: Holt, Keisling -- 2

Representatives present and not voting were: Clemmons, Mitchell, Powell, Thompson --
4

A motion to reconsider was tabled.

***House Joint Resolution No. 1092** -- General Assembly, Confirmation of Appointment - Kim H. White, UT board of trustees. by *Casada, *Hawk, *Favors, *Dunn, *Brooks H, *Matlock, *Smith, *Kane, *White M, *DeBerry, *Akbari, *Weaver, *Turner, *Moody.

Further consideration of House Joint Resolution No. 1092, previously considered on April 17, 2018 at which time it was reset for the Regular Calendar on April 18, 2018.

Rep. Hawk moved adoption of **House Joint Resolution No. 1092**, which motion prevailed by the following vote:

Ayes	84
Noes.....	2
Present and not voting.....	3

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Littleton, Lollar, Love, Lynn, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 84

Representatives voting no were: Holt, Keisling -- 2

Representatives present and not voting were: Clemmons, Mitchell, Thompson -- 3

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Williams moved the House consider the Message for **House Bill No. 1981**, out of order at this time as follows:

MESSAGE FROM THE SENATE **April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1981; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

HOUSE ACTION ON SENATE AMENDMENTS

**THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

House Bill No. 1981 -- Education - As introduced, prohibits use of a test for the required eleventh grade assessment if problems occurred in an administration of the test or the grading of the test on any test date that resulted in students not receiving test scores. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6. by *Smith, *Hardaway, *Daniel, *Parkinson.

Rep. Smith moved that the House nonconcur in Senate Amendments Nos. 1 and 2 to **House Bill No. 1981**, which motion prevailed.

REGULAR CALENDAR, APRIL 18, 2018, CONTINUED

***Senate Joint Resolution No. 521** -- Constitutional Amendments - Proposes an amendment to Article III, Section 12 of the Constitution of Tennessee to provide for the exercise of powers and duties of the governor during disability.
. by *Massey, *Kelsey, *Bowling, *Crowe, *Gresham, *Niceley.

Rep. McCormick requested that the Clerk read Senate Joint Resolution No. 521 for the first Constitutional reading, as perscribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 521.

Rep. McCormick moved that **Senate Joint Resolution No. 521** be reset for April 23, 2018, for its second reading, which motion prevailed.

House Bill No. 259 -- Sunset Laws - As introduced, extends the Tennessee health information committee to June 30, 2018. - Amends TCA Title 4, Chapter 29, Part 2 and Section 56-2-125. by *Faison. (*SB105 by *Bell)

On motion, House Bill No. 259 was made to conform with **Senate Bill No. 105**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 105 be passed on third and final consideration.

Rep. Ragan moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Faison moved that **Senate Bill No. 105** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes.....	1

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Tillis,

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Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 86

Representatives voting no were: Mitchell -- 1

A motion to reconsider was tabled.

House Bill No. 1623 -- Sunset Laws - As introduced, extends the department of correction for one year to June 30, 2019. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Faison, *Ragan. (*SB1529 by *Bell)

On motion, House Bill No. 1623 was made to conform with **Senate Bill No. 1529**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 1529 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1529 by deleting SECTION 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-241(a), is amended by inserting the following as a new subdivision:

() Department of correction, created by §§ 4-3-101 and 4-3-601;

AND FURTHER AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION __. The department of correction shall appear before the government operations joint evaluation committee on judiciary and government no later than December 31, 2018, to update the committee on the department's progress in addressing the findings set forth in the November 2017 performance audit report.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Powers moved the previous question, which motion prevailed.

Rep. Faison moved that **Senate Bill No. 1529**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 85
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Beck, Boyd, Brooks H., Brooks K., Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Forgety, Gant, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks,

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Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Williams, Windle, Wirgau, Zachary, Madame Speaker Harwell -- 85

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

April 19, 2018

MADAM SPEAKER: I am directed to transmit to the House, hb1981 The Senate refused to recede from its action in nonconcurring in House Amendment(s) No. 1, 2

RUSSELL A. HUMPHREY, Chief Clerk

SPECIAL ORDER

Without objection, Rep. Williams moved the House consider the Message for **House Bill No. 1981**, out of order at this time as follows:

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1981 -- Education - As introduced, prohibits use of a test for the required eleventh grade assessment if problems occurred in an administration of the test or the grading of the test on any test date that resulted in students not receiving test scores. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6. by *Smith, *Hardaway, *Daniel, *Parkinson.

Rep. Smith moved that the House refuse to recede from its action in nonconcurring in Senate Amendments Nos. 1 and 2.

**CONFERENCE COMMITTEE APPOINTED
ON HOUSE BILL NO. 1981**

Pursuant to **Rule No. 73**, Representative Smith moved that the Speaker appoint a Committee of the House to meet with a like Committee of the Senate to resolve the differences between the two bodies on House Bill No. 1981, which motion prevailed.

The Speaker appointed Representatives Smith, H. Brooks, Fitzhugh and Hicks as the House members of the Conference Committee on **House Bill No. 1981**.

RECESS MOTION

Rep. Williams moved that the House stand in recess until 2:00 p.m., which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED

On motion of Rep. Williams the roll call was dispensed with.

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Zachary

Representative Powers

Representative Littleton

Representative Hawk

SPECIAL ORDER

Without objection, Rep. Williams moved the House take up House Joint Resolution No. 226, out of order at this time as follows:

***House Joint Resolution No. 226** -- Constitutional Amendments - Proposes an amendment to Article I, Section 33 of the Constitution of Tennessee to remove the criminal punishment exception from slavery and involuntary servitude prohibition. by *Towns, *Casada, *Coley, *McCormick, *Faison, *Ramsey, *Harwell, *Gilmore, *Love, *Goins, *Terry.

House Joint Resolution No. 226 was previously considered on April 18, 2018, at which time the House adopted House Amendment No. 1 and was read for the first Constitutional reading.

Rep. Towns requested that the Clerk read House Joint Resolution No. 226 for the second Constitutional reading, as perscribed by the Constitution of the State of Tennessee.

The Clerk read House Joint Resolution No. 226.

Rep. Towns moved that **House Joint Resolution No. 226** be reset for the Regular Calendar on April 23, 2018, for its third and final reading, which motion prevailed.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Beck

MESSAGE FROM THE SENATE
April 19, 2018

MADAM SPEAKER: I am directed to return to the House, 1981

The Senate acceded to the request of the House for the appointment of a conference Committee. The Speaker appointed a Conference Committee composed of Senators: Gresham, Kelsey, Bell & Yarbrow to confer with a like committee from the House in open conference to resolve the differences between the bodies on 1981

RUSSELL A. HUMPHREY, Chief Clerk

SPECIAL ORDER

Without objection, Rep. Williams moved the House take up the Message for House Bill No. 1981, out of order at this time as follows:

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1981 -- Education - As introduced, prohibits use of a test for the required eleventh grade assessment if problems occurred in an administration of the test or the grading of the test on any test date that resulted in students not receiving test scores. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6. by *Smith, *Hardaway, *Daniel, *Parkinson.

Rep. Smith moved that the Report of the Conference Committee on House Bill No. 1981 be adopted and made the action of the house.

**CONFERENCE COMMITTEE REPORT ON
HOUSE BILL NO. 1981**

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill No. 1981 (Senate Bill No. 1623) has met and recommends that all amendments be deleted.

The Committee further recommends that the following amendment be adopted:

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-6001(b), is amended by adding the following language as a new subdivision (2) and renumbering current subdivision (2) as subdivision (3):

(2)

(A) If an assessment required under subdivision (b)(1) is misadministered by fault of the assessment provider, as determined by the department of education, then the assessment provider must respond as follows:

(i) An incident report on the misadministration must be provided to the department of education and the LEA or LEAs in which the misadministration occurred. The incident report shall provide remediation plans that will result in reportable scores, if possible;

(ii) The assessment provider shall reimburse the LEA or LEAs in which the misadministration occurred for any exam that does not result in a reportable score for the student; and

(iii) The assessment provider shall provide an opportunity for any student impacted by the misadministration to take the assessment again at no charge.

(B) Failure to respond as required in subdivision (b)(2)(A) shall result in the state not continuing to use the assessment and shall be considered a breach of contract by the assessment provider.

SECTION 2. Tennessee Code Annotated, Section 49-1-617, is amended by adding the following language as a new subsection:

() Notwithstanding subsection (a), each local board of education may choose the percentage within the range of zero percent (0%) to fifteen percent (15%) that scores from the TNReady assessments administered in the 2017-2018 school year shall count on a student's final grade for the spring semester.

SECTION 3. Tennessee Code Annotated, Section 49-1-228, is amended by adding the following as a new subsection:

() Notwithstanding subsection (a), student performance and student growth data from the TNReady assessments administered in the 2017-2018 school year shall not be used to assign a letter grade to a school pursuant to this section.

SECTION 4. Tennessee Code Annotated, Section 49-1-602(a), is amended by adding the following language as a new subdivision (4):

() Notwithstanding any provision of this part to the contrary, student performance and student growth data from the TNReady assessments administered in the 2017-2018 school year shall not be used to identify a school as a priority school or to assign a school to the achievement school district.

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SECTION 5. For the 2017-2018 school year, LEAs shall not base employment termination and compensation decisions for teachers on data generated by statewide assessments administered in the 2017-2018 school year.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

/s/ Senator Dolores Gresham

/s/ Representative Eddie Smith

/s/ Senator Brian Kelsey

/s/ Representative Harry Brooks

/s/ Senator Mike Bell

/s/ Representative Gary Hicks

/s/ Senator Jeff Yarbro

/s/ Representative Craig Fitzhugh

Rep. Lamberth moved the previous question on the Report of the Conference Committee on House Bill No. 1981, which motion prevailed by the following vote:

Ayes 56

Noes 27

Representatives voting aye were: Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Cooper, Crawford, Curcio, Doss, Eldridge, Faison, Farmer, Forgety, Gant, Goins, Halford, Hazlewood, Holsclaw, Howell, Hulsey, Jernigan, Johnson, Kane, Keisling, Lamberth, Lynn, Marsh, Matheny, McCormick, Moody, Moon, Pitts, Ragan, Ramsey, Reedy, Rudd, Sargent, Sexton C., Sexton J., Sherrell, Staples, Terry, Tillis, Travis, Vaughan, White D., White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 56

Representatives voting no were: Akbari, Camper, Clemmons, Coley, DeBerry, Dunn, Fitzhugh, Hardaway, Hicks, Hill M., Hill T., Holt, Jones, Lollar, Mitchell, Parkinson, Powell, Rogers, Sanderson, Smith, Sparks, Stewart, Thompson, Towns, Turner, Van Huss, Weaver -- 27

Rep. Smith moved that the Report of the Conference Committee on **House Bill No. 1981** be adopted and made the action of the house, which motion prevailed by the following vote:

Ayes 84

Noes 1

Representatives voting aye were: Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Love, Lynn, Marsh, Matheny, McCormick, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 84

Representatives voting no were: Akbari -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on the adoption of the Conference Committee Reports for **House Bill No. 1981** and have this statement entered in the Journal: Rep. Matlock.

SPECIAL ORDER

Without objection, Rep. Williams moved the House take up Message Calendar No. 2 HB 2644, out of order at this time as follows:

MESSAGE CALENDAR NO. 2

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2644 -- Appropriations - As introduced, makes appropriations for the fiscal years beginning July 1, 2017, and July 1, 2018. by *Sargent. (*SB2552 by *Norris)

Rep. Sargent moved that the House concur in Senate Amendments Nos. 2, 3 and 4 to House Bill No. 2644.

Senate Amendment No. 2

AMEND House Bill No. 2644 by deleting each and every section of House Bill 2644 and by substituting instead new Sections 1 through 58, namely:

Sections 1 through 58 of Senate Bill 2552 as filed for introduction on February 1, 2018, and considered to be part of this amendment.

Senate Amendment No. 3

AMEND House Bill No. 2644 **ADMINISTRATION AMENDMENT**

by adding the following Sections between Sections 55 and 56 of the bill and by renumbering the Sections accordingly.

ADDITIONAL 2018-2019 APPROPRIATIONS

SECTION 56. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of this act, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Children's Services – ACE Research Funding	\$ 1,200,000	\$ 0
2. Children's Services – ACE Awareness Foundation	0	420,000
3. Court System – Courtroom Security – Grants	0	1,000,000
4. Court System – Senior Judge for Drug Courts	0	256,700
5. District Attorneys Conference – Assistant District Attorneys for Recovery Courts (4 FT)	467,600	0
6. Economic & Community Development – Broadband Initiative	0	5,000,000
7. Economic & Community Development – NCSL Legislative Summit	0	300,000
8. Economic & Community Development – Data Alignment Coordinator (1 FT)	100,000	0
9. Education – Data Alignment Funding – Transfer to E&CD	(50,000)	0
10. Education – School Safety	5,200,000	25,000,000
11. Education – Seat Belts – Grants	0	3,000,000
12. Education – Centers of Regional Excellence (CORE) (16 FT)	1,000,000	0
13. Education – Save the Children Literacy Grant	0	1,000,000
14. Environment & Conservation – Pikeville Water Development Project	0	900,000
15. Environment & Conservation – West TN River Basin Authority - Maintenance	400,000	0
16. Environment & Conservation – West TN River Basin Authority – Operations (3 FT)	230,000	130,000
17. Historical Commission – Halbrook Railroad and Local History Museum – Grant	19,000	0
18. Finance & Administration – Victims of Human Trafficking – Grants	0	550,000
19. Health Services and Development Agency – Web-based Application System	0	250,000

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20. Higher Education – Tennessee Tech – Carnegie Classification – Year 2	700,000	0
21. Higher Education – Southern College of Optometry - Grant	300,000	0
22. Higher Education – Tennessee Colleges of Applied Technology – Equipment	0	9,000,000
23. Higher Education – UT Health Science Center – Addiction Science	0	2,000,000
24. Higher Education – Tennessee Board of Regents – Mechatronics Expansion	0	1,000,000
25. Mental Health & Substance Abuse Services – East TN Mental Health Hospitals	0	1,000,000
26. Mental Health & Substance Abuse Services – Treatment and Recovery Services	1,000,000	0
27. Mental Health & Substance Abuse Services – Centerstone Military Services - Grant	300,000	0
28. Safety – Homeland Security Staffing (5 FT)	252,800	0
29. TennCare – DIDD Provider Rate Increase	3,200,000	0
30. Transportation – Aeronautics Development Fund – General Fund Subsidy	0	10,000,000
31. Transportation – Oak Ridge Gateway Project – ORNL Monument Interstate Signs – General Fund Subsidy	0	500,000
32. Treasury Department – DUI Monitoring Fund – General Fund Subsidy	0	500,000
33. Miscellaneous Appropriations – Women's Basketball Hall of Fame – Grant	0	200,000
34. Miscellaneous Appropriations – Great Smoky Mountains Heritage Center – Grant	0	400,000
35. Miscellaneous Appropriations – Henry County – Grant	0	200,000
36. Miscellaneous Appropriations – Urban Historical National Preservation – Grant	0	155,000
37. Miscellaneous Appropriations – Roane State Community College – Exposition Center	0	300,000
38. Miscellaneous Appropriations – Jackson Theatre – Jonesborough – Grant	0	500,000
39. Miscellaneous Appropriations – Rescue Squad Association – Grant	0	28,700
40. Miscellaneous Appropriations – Miss Tennessee Pageant	15,000	0
41. Miscellaneous Appropriations – Automotive Testing Facility Feasibility Study	0	250,000
Total	\$ 14,334,400	\$ 63,840,400

The appropriation in this item to the Department of Finance and Administration for victims of human trafficking grants is for the sole purpose of providing grants to Thistle Farms and to the four (4) single point of contact agencies in Tennessee recognized by the Tennessee Bureau of Investigation and the Department of Children's Services to facilitate the provision of comprehensive wraparound services to the victims of human trafficking recovered in Tennessee. The services funded in this item shall include, but not be limited to, safe housing, medical care, mental health and substance abuse care, transportation, job training, and other basic human needs. The Department shall distribute the grants in equal amounts to Thistle Farms and to the following single point of contact agencies: (a) Grow Free Tennessee in Knoxville; (b) Second Life in Chattanooga; (c) Restore Corps in Memphis; and (d) End Slavery Tennessee in Nashville.

The appropriation in this item to the Department of Education for school safety is in addition to an amount of \$4,800,000 (recurring) appropriated in Section 1, Title III-9 of this act and shall be disbursed pursuant to the guidelines established in Tennessee Code Annotated, Section 49-6-4302(c). Provided, further, of the non-recurring appropriation in this item to the Department of Education for school safety, an amount of \$10,000,000 is subject to Senate Bill No. 2553 / House Bill No. 2646 becoming a law, the public welfare requiring it. If the cited bill does not become law, the appropriation in this item is hereby reduced in the amount of \$10,000,000.

The appropriation in this item to the Department of Education for seat belt grants shall be subject to guidelines and local education agency matching requirements as determined by the department.

Item 2. Dedicated Source Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Health – Medical Licensure Compact – Medical Examiners and Osteopathic Examiners	\$ 62,300	\$ 4,300
Total	\$ 62,300	\$ 4,300

SECTION 57. Legislation. In addition to the appropriations in Sections 1 and 4 of this act, the following amounts hereby are appropriated for the purpose of implementing the cited bills, and such additional or lesser amounts indicated in the final fiscal note on the bills as enacted are hereby appropriated. The Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly. Federal and other departmental revenue adjustments may be made in reconciliation to said fiscal notes and to available federal aid and other departmental revenue. Adjustments to the number of authorized positions indicated in the line items as full-time (FT), part-time (PT), and seasonal shall

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be reconciled to the fiscal notes. The negative amounts in line-items of this section are appropriation reductions, and the positive amounts are appropriation increases. The appropriation in each item of this section is subject to the bill cited in that item becoming a law, except as otherwise provided.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 2236 / HB 1812 – Film & TV Commission – Visual Content Act of 2006	\$ 52,100	\$ 0
2. SB 2234 / HB 1810 – Correction – Earned Compliance Credits (-12 FT)	2,216,600	0
3. SB 2258 / HB 1832 – Correction – Sentence Reduction Credits – Fiscal Note Reconciliation	13,100	0
4. SB 2553 / HB 2646 - Budget Implementation - General Law Changes - Sum Sufficient Estimated @ \$0	0	0
5. SB 2247 / HB 1822 – Human Services – Program Integrity – Fiscal Note Reconciliation	0	(3,100)
6. SB 280 / HB 149 – Miscellaneous Appropriations – No Judicial Diversion for Charges of Incest – Fiscal Note Reconciliation	33,500	0
7. SB 270 / HB 268 – Miscellaneous Appropriations – Vehicle Registration Exemptions – Fiscal Note Reconciliation	59,900	0
8. SB 2261 / HB 2271 – Juvenile Justice	4,500,000	0
9. SB 1875 / HB 1936 – Correction – Incarceration – Henry's Law	113,200	0
Total	\$ 6,988,400	\$ (3,100)

Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 2243 / HB 1819 – Financial Institutions – Financial Institutions Conversion Act	\$ 1,000	\$ 0
2. SB 2253 / HB 1828 – Department of Finance & Administration – Ignition	46,000	0

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Interlock – Fiscal Note Reconciliation

3.	SB 2253 / HB 1828 – Department of Safety – Ignition Interlock – Fiscal Note Reconciliation	(46,000)	0
4.	SB 270 / HB 268 – Miscellaneous Appropriations – Vehicle Registration Exemptions – Highway Fund – Fiscal Note Reconciliation	528,500	0
5.	SB 2026 / HB 2084 – TennCare – Hospital Assessment – Fiscal Note Reconciliation	0	191,200
6.	SB 1781 / HB 1848 – TennCare – Nursing Home Assessment – Fiscal Note Reconciliation	0	9,061,000
7.	SB 1823 / HB 1837 – TennCare – Ambulance Assessment – Fiscal Note Reconciliation	0	530,300
8.	SB 2626 / HB 1862 – TBI – Expungements Reduction	(144,200)	0
Total		\$ 385,300	\$ 9,782,500

SECTION 58. Cost Increase Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting cost increase appropriations and positions that had been recommended in the 2018-2019 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

Item 1. The appropriation in Section 1, Title III-22, Item 11.1, Administration Amendment, hereby is reduced in the amount of \$11,500,000 recurring.

CAPITAL OUTLAY – ADDITIONAL PROVISIONS

SECTION 59. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided in Public Acts of 2017, Chapter 460, and in Section 38 of this act.

(a) Department of General Services, Facilities Revolving Fund – Tennessee Tower Print Shop Renovation, in the amount of \$500,000.

Item 2. In addition to the Facilities Revolving Fund capital maintenance projects listed on page A-158 of the 2018-2019 Budget Document and in Section 1, Title III-29, and Section 4, Title III-27 of this act, the following amounts hereby are funded.

(a) Department of General Services – Rachel Jackson Building – Phase 1 Renovation, in the amount of \$1,040,000 from the reserves of the state office buildings and support facilities revolving fund.

Item 3. In addition to the capital outlay projects listed on pages A-133 through A-137 of the 2018-2019 Budget Document and in Section 1, Title III-32 of this act, the following hereby are funded.

(a) Department of Environment and Conservation – Cedars of Lebanon State Park – New Splash Pad, in the amount of \$800,000 from federal aid funds and other funds.

(b) University of Tennessee – UT Ellington Project Planning Funds, in the amount of \$2,000,000.

(c) Tennessee Board of Regents – Walters State Community College – Greeneville Campus, in the amount of \$2,240,000.

(d) Department of Veterans Services – New Veterans Cemetery Land Purchase, Upper Cumberland, in the amount of \$600,000.

(e) Tennessee State Veterans Home Board – Cleveland Veterans Home additional funds, in the amount of \$3,000,000.

(f) Department of General Services – Rhea County Courthouse Renovation - Grant, in the amount of \$500,000.

Item 4. Of the capital outlay projects listed on pages A-133 through A-137 of the 2018-2019 Budget Document and in Section 1, Title III-32 of this act, the following hereby are reduced.

(a) Tennessee Board of Regents – TCAT Improvements Phase III, in the amount of \$1,492,000 from other funds.

Item 5. Of the capital maintenance projects listed on pages A-133 through A-137 of the 2018-2019 Budget Document and Section 1, Title III-32 of this act, the following hereby are funded.

(a) Department of Environment and Conservation – Natchez Trace Inn Refurbishment, in the amount of \$450,000 from federal aid funds and other sources.

(b) Department of Environment and Conservation – Old Stone Fort Campground, in the amount of \$1,200,000 from federal aid funds and other sources.

(c) Tennessee Board of Regents – Management Support Services, in the amount of \$500,000. This appropriation is in addition to the amounts recommended on page A-137 of the 2018-2019 Budget Document for Management Support Services.

SECTION 2 – CAPITAL OUTLAY AND MAJOR MAINTENANCE

AND FURTHER AMEND in Section 2 by deleting Item 2 in its entirety and substituting instead the following new Item 2:

Item 2. Any unexpended capital outlay or capital maintenance funds appropriated by previous General Assemblies for completed or discontinued projects shall be accumulated in a capital account to be administered by the Department of Finance and Administration. Expenditure of these funds is subject to approval by the State Building Commission upon recommendation of the University of Tennessee, State Board of Regents, boards of locally governed institutions, or Department of General Services, as applicable, and certification of available funds by the Commissioner of Finance and Administration. After such approvals and certification of available funds, the Commissioner of Finance and Administration is authorized to transfer a portion of such funds allocated to the Department of General Services from the aforementioned capital account to the state office buildings and support facilities revolving fund.

SECTION 7 – EARMARKED APPROPRIATIONS

AND FURTHER AMEND in Section 7, Item 38 by deleting the language "\$400,000" and substituting instead the language "\$700,000".

AND FURTHER AMEND in Section 7 by inserting the following new item at the end of the Section:

Item ___. Department of Environment and Conservation, Maintenance of Historic Sites, in Section 1, Title III-5, Item 9, an amount of \$66,000 (non-recurring) is for the sole purpose of supplementing funding available for historic sites acquisition, improvements, maintenance, and interpretation at the Parker's Crossroads Battlefield. This item is subject to the provisions of Section 21 of this act.

SECTION 9 – SUM SUFFICIENT FROM DEPARTMENTAL REVENUES

AND FURTHER AMEND in Section 9 by inserting the following new item at the end of the Section:

Item ___. To the State Treasurer, TN Stars College Savings 529 Program, from funds transferred into the program from the Small and Minority-Owned Business Assistance Program pursuant to Tennessee Code Annotated, Section 65-5-113(c).

SECTION 17 – GROUP HEALTH INSURANCE FOR STATE EMPLOYEES

AND FURTHER AMEND in Section 17 by inserting the following new item at the end of the Section:

Item _____. From the funds appropriated in this act for the purpose of funding the state's liability for employee participation in the state group health insurance program, the Commissioner of Finance and Administration is authorized to adjust allotments to the various departments, agencies, boards and commissions of state government and to the institutions of higher education in order to recognize non-recurring savings which may be generated by actions of the state insurance committee. The Commissioner is further authorized to adjust federal aid and other departmental revenues, to adjust appropriations to dedicated and earmarked sources, and to reallocate general fund appropriations.

SECTION 23 – BUDGET AND POSITIONS RECONCILIATION, ALLOTMENT, AND REPORTING

AND FURTHER AMEND in Section 23 by inserting the following new item at the end of the Section:

Item _____. Recognizing the Save the Children Literacy grant pilot program has been funded for over ten years, the Comptroller of Treasury is directed to conduct a comprehensive review of the program and report such findings to the Chairs of the Finance, Ways and Means Committees of the Senate and the House of Representatives and the Commissioner of Finance and Administration by December 1, 2018. Such review may include the expenditure of funds, the number of children served, the level of local financial support and participation, any established program measures or outcomes and any other information regarding the program's effectiveness to improve child literacy.

SECTION 29 – HIGHER EDUCATION

AND FURTHER AMEND in Section 29 by deleting Item 28 and inserting the following new item at the end of the Section:

Item 28. From the funds appropriated in Section 1, Title III-32, for capital outlay, the Commissioner of Finance and Administration is authorized, subject to approval of the Tennessee Board of Regents, the presidents of the locally governed institutions, and the Tennessee Higher Education Commission, to transfer appropriations from the locally governed institutions to the Tennessee Board of Regents.

HIGHER EDUCATION DISCLOSED CAPITAL OUTLAY FROM SCHOOL BONDS AND INSTITUTIONAL SOURCES

AND FURTHER AMEND in Section 29 by inserting the following new item at the end of the Section:

Item _____. The capital outlay projects listed in the 2018-2019 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2018-2019," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the higher education institutions and their governing boards, the Tennessee Higher Education Commission, Department of

Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-138 and A-139 in the 2018-2019 Budget Document:

**State University and Community College System
(Locally Governed Institutions):**

Middle Tennessee State University:

Academic Classroom Building	\$	2,900,000
Athletic Video Board Upgrades	1,500,000	
Baseball Weight Room	600,000	
Tennis Improvements	3,000,000	
Women's Softball Facility Upgrades	1,000,000	
Total MTSU	\$	<u>9,000,000</u>

Tennessee State University:

Alumni House and Visitor Center	\$	2,000,000
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Tennessee Technological University:

Cooper/Dunn Residence Hall Upgrade	\$	6,700,000
Engineering and Research Facility	500,000	
Facilities Services Complex	10,100,000	
Total TTU	\$	<u>17,300,000</u>

University of Memphis:

Child Development Center	\$	550,000
Lambuth Wilder and Hamilton Roof	320,000	
Living Learning Center HVAC Drains	650,000	
Natatorium Facility Improvements	6,000,000	
Total UoM	\$	<u>7,520,000</u>

**Total State University and Community College
System**

\$	<u>35,820,000</u>
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Grand Total

\$	<u><u>35,820,000</u></u>
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The request for the Pellissippi Community College Blount College Greenhouse in the amount of \$90,000, as identified on page A-138 of the 2018-2019 Budget Document, is hereby renamed Pellissippi Community College Blount County Greenhouse.

The request for the University of Tennessee Chattanooga Mapp Bldg. Manufacturing Lab and Entrepreneurial Center in the amount of \$1,290,000, as identified on page A-138 of the 2018-2019 Budget Document, is to be cancelled.

The request for the University of Tennessee Health Science Center Bioworks Acquisition in the amount of \$25,010,000, as identified on page A-139 of the 2018-2019 Budget Document, is to be cancelled.

SECTION 32 – FASTTRACK INFRASTRUCTURE DEVELOPMENT AND JOB TRAINING ASSISTANCE

AND FURTHER AMEND in Section 32 by inserting the following new item at the end of the Section:

Item ___. In the fiscal year ending June 30, 2018, from the funds appropriated to the FastTrack Infrastructure Development and Job Training Assistance program in Chapter 460, Public Acts of 2017, an amount of \$5,000,000 is earmarked to provide job training assistance at Pellissippi State Community College for the DENSO FastTrack project described on page A-29 of the 2018-2019 Budget Document. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it.

SECTION 36 – CARRY-FORWARD AND APPROPRIATION OF CERTAIN UNEXPENDED BALANCES

AND FURTHER AMEND in Section 36 by inserting the following new items at the end of the Section:

Item ___. To the Judicial Branch, Appellate and Trial Courts, in Section 1, Title II, Item 1, the unexpended balance of the \$2,000,000 appropriation for courtroom security.

Item ___. To Higher Education, THEC Grants, in Section 64, Item 21, the unexpended balance of the \$750,000 appropriation for making grants to fund student financial aid for individuals enrolled in a new medical education program jointly administered by Middle Tennessee State University and Meharry Medical College.

Item _____. To the Department of Safety, Highway Patrol, in Section 1, Title III-20, Item 3, the unexpended balance of the \$8,710,000 for the replacement of a helicopter.

Item _____. To Miscellaneous Appropriations in Section 1, Title III-22, Item 3.4, the unexpended balance of the appropriation for Group Health Insurance, Other Post-Employment Benefits Liability, to be used for the purpose of paying expenses in connection with establishing the other post-employment benefits trust.

**SECTION 39 – PROGRAM EXPANSIONS FROM FEDERAL AND OTHER
DEPARTMENTAL REVENUE**

AND FURTHER AMEND by deleting Section 39 in its entirety and inserting the following as a new Section 39:

SECTION 39. Program Expansions from Federal and Other Departmental Revenue. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. At June 30, 2018, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2018.

There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>2017-2018</u>	<u>2018-2019</u>
Comptroller of the Treasury		
1. Division of State Audit	\$ 0	\$ 407,500
Commissions		
1. Tennessee Housing and Development Agency	0	1,366,200
Tourist Development		
1. Welcome Centers	0	200,000
Total	<u>\$ 0</u>	<u>\$ 1,973,700</u>

The Commissioner of Finance and Administration is authorized to establish twenty-six (26) full-time positions and to allocate them to the appropriate organizational units, including eight (8) positions in the Comptroller of the Treasury, fifteen (15) in the Tennessee Housing and Development Agency, and three (3) in the Department of Commerce and Insurance.

SECTION 41 – PROVISIONS CONCERNING CERTAIN APPROPRIATIONS

AND FURTHER AMEND in Section 41 by inserting the following new item to the end of the section:

Item ___. The Commissioner of Finance and Administration is authorized to adjust interdepartmental revenue estimates in the Department of Environment and Conservation, Clean Water and Drinking Water State Revolving Fund, for administrative expense reimbursement from the State Treasurer.

SECTION 43 – OVER-APPROPRIATION – ESTIMATED REVERSION TO GENERAL FUND

AND FURTHER AMEND in Section 43 by deleting Item 1(a) in its entirety and substituting instead the following:

(a) In fiscal year 2017-2018 to recognize an over-appropriation of \$179,217,700, including a base recurring over-appropriation of \$76,808,500 and a non-recurring over-appropriation of \$102,409,200.

AND FURTHER AMEND in Section 43 by inserting the following new item at the end of the section:

Item ___. In the fiscal year ending June 30, 2018, the Commissioner of Finance and Administration is hereby authorized to transfer the sum of \$15,173,125 from the TennCare nursing home assessment trust fund to the TennCare reserve for unencumbered balances.

The provisions of this item are subject to Senate Bill No. 1781 / House Bill No. 1848 becoming a law, the public welfare requiring it.

AND FURTHER AMEND in Section 43 by inserting the following new item at the end of the section:

Item ___. In the fiscal year ending June 30, 2018, the Commissioner of Finance and Administration is hereby authorized to transfer the sum of \$10,000,000 from the Department of Safety handgun permit reserve to the general fund.

The provisions of this item are subject to Senate Bill No. 2553 / House Bill No. 2646 becoming a law, the public welfare requiring it.

SECTION 50 – LOTTERY FOR EDUCATION ACCOUNT

AND FURTHER AMEND in Section 50, Item 5, by deleting the item in its entirety.

SECTION 54 – NON-RECURRING TENNCARE ASSESSMENTS

AND FURTHER AMEND in Section 54 by deleting the section in its entirety and substituting instead the following:

SECTION 54. From the appropriations in Section 1, Title III-26 and Section 57 of this act, the following non-recurring amounts are appropriated to the TennCare Program.

Item 1.

(a) If Senate Bill No. 2026 / House Bill No. 2084, the annual coverage assessment act, becomes a law, there hereby is appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$446,771,000 (non-recurring) to the TennCare Program for the following purposes, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the coverage assessment as a valid source to match federal Medicaid funds, the appropriations in this Item 1(a) shall be null and void, and the appropriations in Section 1, Title III-26 and Section 57 shall be reduced accordingly. If the cited bill does not become a law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$446,771,000.

<u>Description</u>	<u>Amount</u>
Essential Access Hospital Payments..... \$	42,677,500
Disproportionate Share Hospital Payments	27,528,000
Graduate Medical Education	17,071,000
Critical Access Hospital Payments	3,414,200
Medicare Part A Reimbursement.....	12,137,600
Provider Reimbursement and Co-Pay	56,511,800
Hospital Reimbursement Ceiling.....	11,027,700
In-Patient Services	44,882,800
Lab and X-Ray Procedures	14,221,600
Therapies	8,636,200
Out-Patient Services	32,063,500
Office Visits	18,315,100
Match for ADT Contract Payments	125,000
Rate Variation Adjustment.....	191,200

Directed Hospital Payments.....	155,346,100
Non-Emergent Care at Hospitals.....	573,200
340B Pricing Provision – MCO Contractor Agreement	<u>2,048,500</u>
Total	\$ <u>446,771,000</u>

(b) There is further appropriated to the TennCare Program, in addition to the appropriation, Directed Hospital Payments, a sum sufficient from any amount in excess of \$446,771,000 collected from the coverage assessment for the purpose of hospital payments for unreimbursed costs.

(c) To the extent that revenue collected from the coverage assessment is less than \$446,771,000, the appropriation, Directed Hospital Payments, hereby is reduced in the amount of the under-collection.

(d) From the funds available in TennCare maintenance of coverage trust fund at June 30, 2018, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

Item 2.

(a) If Senate Bill No. 1781 / House Bill No. 1848, the annual nursing home assessment fee, becomes a law, there is hereby appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$130,061,000 (non-recurring) to the TennCare Program for nursing home reimbursement. Further, the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. If the cited bill does not become law, the appropriations in Section 1, Title III-26 and Section 57, of this act, are hereby reduced in the amount of \$130,061,000.

(b) There is further appropriated to the TennCare Program, in addition to the appropriation for nursing home reimbursement, a sum sufficient from any amount in excess of \$130,061,000 collected from the coverage assessment for the purpose of nursing home reimbursement.

(c) From the funds available in TennCare nursing home assessment trust fund at June 30, 2018, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The

allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

Item 3.

(a) If Senate Bill No. 1823 / House Bill No. 1837, the annual ambulance assessment fee, becomes a law, there is hereby appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$10,835,000 (non-recurring) to the TennCare Program for ambulance provider reimbursement. Further, the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. If the cited bill does not become law, the appropriations in Section 1, Title III-26 and Section 57, of this act, are hereby reduced in the amount of \$10,835,000.

(b) There is further appropriated to the TennCare Program, in addition to the appropriation for ambulance provider reimbursement, a sum sufficient from any amount in excess of \$10,835,000 collected from the coverage assessment for the purpose of ambulance provider reimbursement.

(c) From the funds available in TennCare ambulance assessment trust fund at June 30, 2018, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

**HOUSEKEEPING – TYPOGRAPHICAL, NAME, DATE, AND CITATION
CORRECTIONS**

AND FURTHER AMEND in Section 8, Item 8 by deleting the language "Senate Bill No. ____ / House Bill No. ____" and inserting "Senate Bill No. 2253 / House Bill No. 1828";

AND FURTHER AMEND in Section 8, Item 12 by deleting the language "Regulatory Authority" and substituting instead the language "Public Utility Commission";

AND FURTHER AMEND in Section 9, Item 32, by deleting the language ", pursuant to Tennessee Code Annotated, Section 48-2-115";

AND FURTHER AMEND in Section 15, Item 11 by deleting the language "Regulatory Authority" and substituting instead the language "Public Utility Commission";

AND FURTHER AMEND in Section 51, Item 1(a) by deleting the language "beginning July 1, 2017" and substituting instead the language "beginning July 1, 2018";

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- and
- (1) Delete the bold underlined explanatory headings in this amendment;
 - (2) Exclude this paragraph from the engrossed bill.

Senate Amendment No. 4

AMEND House Bill No. 2644 **LEGISLATIVE AMENDMENT**

LEGISLATIVE ADJUSTMENTS

REDUCE 6.8M APPROPRIATION TO 2 TBI FUNDS

by adding the following language at the end of subsection (c) in Section 8, Item 53:

This subsection (c) is void if Senate Bill No. 1974 / House Bill No. 1959 becomes a law.

AND FURTHER AMEND by adding the following language at the end of subsection (d) in Section 8, Item 53:

This subsection (d) is void if Senate Bill No. 1974 / House Bill No. 1959 becomes a law.

REDUCE FUNDS FOR MOTOR VEHICLE REGISTRATION SB 270 / HB 268

AND FURTHER AMEND by deleting the amount "59,900" in Section 57, Item 1, line item 7 and substituting instead the amount "5,300".

AND FURTHER AMEND in Section 57, Item 1, by deleting the amount "6,988,400" and substituting instead the amount "6,933,800".

REDUCE HISTORIC JACKSON THEATRE

AND FURTHER AMEND by deleting the amount "500,000" in Section 56, Item 1, line item 38 and substituting instead the amount "400,000".

MAKE MISS TENNESSEE PAGEANT FUNDS NON-RECURRING

AND FURTHER AMEND in Section 56, Item 1, by deleting the following:

40. Miscellaneous Appropriations	–		
Miss Tennessee Pageant		15,000	0
4565			

and substituting instead the following:

40. Miscellaneous Appropriations –		
Miss Tennessee Pageant	0	15,000

REDUCE SOUTHERN COLLEGE OPTOMETRY 300K RECURRING

AND FURTHER AMEND by deleting Section 56, Item 1, line item 21.

AND FURTHER AMEND in Section 56, Item 1, by deleting the amount "14,334,400" and substituting instead the amount "14,019,400".

AND FURTHER AMEND in Section 56, Item 1, by deleting the amount "63,840,400" and substituting instead the amount "63,755,400".

REDUCE UT ELLINGTON PROJECT

AND FURTHER AMEND by deleting the following language from Section 59, Item 3:

(b) University of Tennessee – UT Ellington Project Planning Funds, in the amount of \$2,000,000.

SECTION 59 – CAPITAL OUTLAY REVISIONS

AND FURTHER AMEND by adding the following language to the end of Section 59, Item 3:

REAPPROPRIATE 8M BALANCE FOR WEST TN VETERANS HOME

(g) Tennessee State Veterans Home Board – West Tennessee Veterans Home in Memphis, unexpended balance of the non-recurring appropriation made in Chapter 460, Public Acts of 2017, Section 64, Item 37, in the amount of \$8,000,000.

ELIMINATE COST INCREASE FOR GRANTS TO COUNTIES TO

REDUCE TOBACCO-RELATED DISEASES

AND FURTHER AMEND by deleting the following language from Section 36, Item 98:

, and the unexpended balance of the \$4,000,000 appropriation in Section 1, Title III-16, Item 4 of this act, for grants to counties to reduce tobacco-related diseases

CARRYFORWARD FOR 2017 APPROPRIATION FOR 2019 NCSL

AND FURTHER AMEND by deleting Section 36, Item 44 and substituting instead the following:

4566

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Item 44. To the Department of Economic and Community Development in Chapter 460, Public Acts of 2017, Section 64, Item 14; and in Chapter 758, Public Acts of 2016, Section 66, Item 18 for 2019 NCSL Annual Summit.

DELETE CARRYFORWARD FOR 2017 ALEC

AND FURTHER AMEND by deleting Section 36, Item 45.

AND FURTHER AMEND by adding the following new sections immediately following Section 59 and renumbering the subsequent sections accordingly:

DEDICATED SOURCE & EARMARKS & REDUCTIONS

SECTION 60.

REDUCE UNIVERSITY RESEARCH FUND

Item 1. The appropriation to the Tennessee Higher Education Commission, THEC Grants, in Section 1, Title III-10, Item 1.7, for the University Research Fund, as identified on Page B-86 of the 2018-2019 Budget Document, is reduced by the sum of \$5,000,000 (non-recurring). Such funding reduction is for the purpose of reducing funding for the University Research Fund.

FUND SOUTHERN COLLEGE FROM THEC RESERVES

Item 2. From reserves available to the Tennessee Higher Education Commission, there is earmarked the sum of \$300,000 (non-recurring) for the sole purpose of making a grant in such amount to the Southern College of Optometry, for the sole purpose of contract education.

REDUCE 6.8M APPROPRIATIONS TO TBI FUNDS

Item 3. The appropriation in Section 1, Title III-19, is reduced in the amount of \$4,555,200 (recurring) for the purpose of deleting appropriations from the TBI Drug Chemistry Unit Drug Testing Fund and the TBI Toxicology Unit Intoxicant Testing Fund. This item is subject to Senate Bill 1974 / House Bill 1959 becoming a law.

Item 4. The appropriation in Section 1, Title III-19, is reduced in the amount of \$2,268,000 (recurring). This item is subject to Senate Bill 1974 / House Bill 1959 becoming a law.

REDUCE FASTTRACK

Item 5. The appropriation made to the Department of Economic and Community Development for the FastTrack Infrastructure and Job Training Assistance program, in Section 1, Title III-8, Item 7, as identified on Page B-302 of the 2018-2019 Budget Document, is reduced by the sum of \$9,000,000 (non-

recurring). Such funding reduction is for the sole purpose of reducing funding for the FastTrack Infrastructure and Job Training Assistance program.

REDUCE TN STARS 529 COST INCREASE

Item 6. The appropriation made to the State Treasurer, TN Stars College Savings 529 Program, in Section 1, Title III-1, Item 7.3, as identified on Page B-18 of the 2018-2019 Budget Document, is reduced by the sum of \$450,000 (non-recurring). Such funding reduction is for the sole purpose of reducing funding for the TN Stars College Savings 529 Program.

ELIMINATE ARTS & MUSIC EDUCATION POSITION

Item 7. The appropriation to the Department of Education in Section 1, Title III-9, Item 1.1, for the purpose of adding one (1) position to oversee the music and arts grant program, as identified on Page B-84 of the 2018-2019 Budget Document, is reduced by the sum of \$135,000 (recurring). Such funding reduction is for the purpose of eliminating funding for adding such position.

ELIMINATE COST INCREASE FOR GRANTS TO COUNTIES TO

REDUCE TOBACCO-RELATED DISEASES

Item 8. The appropriation to the Department of Health, Health Services, in Section 1, Title III-16, Item 4, for grants to counties to reduce tobacco-related diseases, is reduced by the sum of \$4,000,000 (non-recurring). Such funding reduction is for the purpose of eliminating funding for grants to counties to reduce tobacco-related diseases.

ELIMINATE COST INCREASE FOR DOE MOUNTAIN

Item 9. The appropriation made to Miscellaneous Appropriations in Section 1, Title III-22, Item 10.16, for the Doe Mountain Recreation Authority Grant, as identified on Page B-22 of the 2018-2019 Budget Document, is reduced by the sum of \$100,000 (non-recurring). Such funding reduction is for the purpose of reducing funding for the Doe Mountain Recreation Authority Grant.

REDUCE LED LIGHTING AND CONTROLS UPGRADES

Item 10. The appropriation in Section 1, Title III-2, Item 4.5 is reduced by the sum of \$3,000,000 (non-recurring) for the purpose of reducing funds available for LED Lighting and Controls Upgrades.

EARMARK ALEC FOR NCSL SUMMIT

Item 11. The unexpended balance of the non-recurring appropriation made to the Department of Economic and Community Development in Chapter 758, Public Acts of 2016, Section 66, Item 47, in the amount of \$100,000, which

was for hosting the 2017 ALEC States and Nation Policy Summit in Nashville, Tennessee, shall be earmarked to the Department in the fiscal year ending June 30, 2018, for the purpose of hosting the 2019 NCSL Annual Summit in Nashville, Tennessee. Any unexpended funds from the appropriation in this item; from the \$300,000 appropriation in Section 56, Item 1, line item 7, of this act; and from the \$500,000 appropriation in Section 36, Item 44, of this act; which are each made for the 2019 NCSL Annual Summit, shall not revert to the general fund at June 30 and shall be carried forward in a reserve at June 30 and are hereby reappropriated in the subsequent fiscal year for the 2019 NCSL Annual Summit.

ELIMINATE TENNCARE BUILDING PURCHASE

Item 12. The appropriation in Section 1, Title III-31, Item 5, is reduced by the sum of \$3,315,400 for the sole purpose of eliminating debt service expense for the TennCare Building Purchase listed on page A-158 of the 2018-2019 Budget Document.

RECONCILE LEGISLATIVE INITIATIVES

Item 13. The appropriation in Section 1, Title III-22, Item 11.2, Legislative Initiatives, hereby is reduced in the amount of \$15,000,000 (of which \$5,000,000 is recurring and \$10,000,000 is non-recurring).

PROHIBIT SALE OF CITIZENS PLAZA

Item 14. No funds appropriated by this act or other acts of the 110th General Assembly, including funds appropriated for capital outlay of the state office buildings and support facilities revolving fund, shall be used, obligated, or expended for the sale of the existing building located at 400 Deaderick Street in Nashville, Tennessee.

SECTION 61.

Item 1. From the funds appropriated or available to any department, commission, board, agency, or other entity of state government, there is earmarked or appropriated, as applicable, a sum sufficient to fund any bill or resolution that becomes law, having an estimated first year's cost of \$50,000 or less, that is attributable to a specific entity or from a specific fund, and is not otherwise funded in this act.

Item 2. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of funding any joint resolution calling for an amendment to the Tennessee Constitution that is not otherwise funded in this act.

Item 3. From the funds appropriated to the Department of Economic and Community Development, there is earmarked the sum of \$1,000,000 (non-recurring) for the sole purpose of implementing Senate Bill 1649 / House Bill 1599, relative to work-based learning, if such bill becomes a law.

Item 4. From the funds appropriated to the Tennessee Bureau of Investigation, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1697 / House Bill 1512, relative to TBI Retired Uniformed Officers, if such bill becomes a law.

Item 5. From the funds appropriated to the Department of Agriculture, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1709 / House Bill 1601, relative to the Corn Producers Board, if such bill becomes a law.

Item 6. From the funds appropriated to the Administrative Office of the Courts, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1808 / House Bill 1854, relative to people disqualified from jury service, if such bill becomes a law.

Item 7. From the funds appropriated to the Department of Mental Health and Substance Abuse Services, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1927 / House Bill 1956, relative to the Statewide Planning and Policy Council, if such bill becomes a law.

Item 8. From the funds appropriated to the Human Rights Commission, there is earmarked a sum sufficient not to exceed \$50,000 (non-recurring) for the sole purpose of digitization of case-related processes.

Item 9. From reserves available to the Department of Transportation in the Transportation Equity Fund for the rail program, there is earmarked the sum of \$10,000,000 (non-recurring) for the sole purpose of short line railroad repairs, improvements, and upgrades. It is the legislative intent that the funds earmarked in this item be used for projects identified in consultation with the Tennessee Short Line Railroad Alliance.

LEGISLATIVE INITIATIVES

SECTION 62.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement all bills and resolutions having an estimated first year's cost of \$50,000 or less, which become law and are adopted, respectively. It is the legislative intent that if such bills and resolutions are otherwise funded by the provisions of this act, then the funds appropriated in this item shall be reduced accordingly.

RECOGNIZE 6.8M TBI FEES AS GENERAL FUND REVENUE

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$6,823,200 (recurring) to the Tennessee Bureau of Investigation. This item is subject to Senate Bill 1974 / House Bill 1959 becoming a law.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$91,500 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1717 / House Bill 1722, relative to the offense of organized retail crime, if such bill becomes a law.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$200,000 (non-recurring) to the Department of Tourist Development for the sole purpose of implementing Senate Bill 2287 / House Bill 2371, relative to the Tennessee Sports Hall of Fame, if such bill becomes a law.

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$483,000 (recurring) for the sole purpose of implementing Senate Bill 2364 / House Bill 1541, relative to episodes of care, if such bill becomes a law.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) for the sole purpose of implementing Senate Bill 2646 / House Bill 2326, relative to the "Tennessee Rural Hospital Transformation Act of 2018," if such bill becomes a law. It is the legislative intent that such funds be used for funding the first year of a three-year pilot program.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Correction for the sole purpose of implementing Senate Bill 1865 / House Bill 2181, relative to establishing a fund for the Department of Correction (DOC) to disperse one-time grants to supplement the funds for local reentry programs, if such bill becomes a law.

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$87,700 (of which \$55,700 shall be recurring and \$32,000 shall be non-recurring) for the sole purpose of implementing Senate Bill 2519 / House Bill 1572, relative to cemeteries, if such bill becomes a law.

Item 9. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$62,600 (of which \$55,600 shall be recurring and \$7,000 shall be non-recurring) for the sole purpose of implementing Senate Bill 2520 / House Bill 1574, relative to historical preservation, if such bill becomes a law.

Item 10. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$332,300 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 2621 / House Bill 2159, relative to elderly and vulnerable adults, if such bill becomes a law.

Item 11. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,100 (recurring) for the sole purpose of implementing Senate Bill 1935 / House Bill 2025, relative to the address confidentiality program, if such bill becomes a law.

Item 12. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$374,100 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1787 / House Bill 2190, relative to controlled substances containing fentanyl, if such bill becomes a law.

Item 13. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$607,800 (of which \$26,200 shall be non-recurring and \$581,600 shall be recurring) for the sole purpose of implementing Senate Bill 777 / House Bill 717, relative to substance abuse, if such bill becomes a law.

Item 14. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$345,900 (recurring) for the sole purpose of implementing Senate Bill 1494 / House Bill 1542, relative to services and supports for people with disabilities, if such bill becomes a law.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$176,300 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 200 / House Bill 294, relative to the offense of especially aggravated stalking, if such bill becomes a law.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$899,400 (of which \$800,000 shall be recurring and \$99,400 shall be non-recurring) for the sole purpose of implementing Senate Bill 5 / House Bill 10, relative to establishing an additional circuit court judge position in the 21st Judicial District, an additional trial court judge position in the 16th Judicial District, and an additional trial court judge position in the 19th Judicial District; and creating a judicial redistricting task force, if such bill becomes a law.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 2062 / House Bill 2111, relative to drug-free school zones, if such bill becomes a law.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$11,700,000 (non-recurring), to be matched with any and all available federal funds, to the Bureau of TennCare for the sole purpose of increasing the current DSP staff salary component in the DIDD/provider rate methodology. It is the legislative intent that this appropriation increase the hourly wages of direct care staff employed at the contracted agencies of the Department of Intellectual and Developmental Disabilities for the home and community-based waiver programs for individuals with intellectual and

developmental disabilities. Prior to January 1, 2019, the Comptroller of the Treasury shall conduct a survey of salaries actually paid to direct care staff as a result of the appropriation in this item and shall report the results of the survey to the members of the General Assembly no later than February 1, 2019.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in equal amounts to each of the Science Alliance Museums.

Item 20. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Tourist Development for the sole purpose of continuing the Waterways Accessibility for Tennessee Recreation (WATR) grant funds to improve and maintain access to Tennessee's waterways.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,500 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the county government of Bedford County, Tennessee, to be used for a firefighters memorial.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,000,000 (recurring) to Tennessee Technological University for the sole purpose of enhancing the College of Engineering program in an effort to increase the number of College of Engineering graduates.

Item 23. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Families Free, to be used for providing services to mothers and children affected by neonatal abstinence syndrome.

Item 24. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to Johnson City for the sole purpose of costs associated with the Johnson City/Washington County Veterans Memorial.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$48,000 (recurring) to the Department of Safety for the sole purpose of funding the driver services center in McMinnville.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Mental Health and Substance Abuse Services to be used to expand an opioid addiction pilot program that provides opioid relapse treatment, including the use of long-acting, non-narcotic, injectable-medication-assisted

treatment to adults who are participating or eligible for participation in a drug court treatment program.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to Jobs for Tennessee Graduates, Inc., to be used for providing a one-credit course, general elective to twelfth grade at-risk high school students.

Item 28. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Holocaust Commission, to be used for traveling exhibits and development of a rotating exhibit at the new Tennessee State Museum.

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to Sullivan County for the sole purpose of expenses related to the Sullivan County Agriculture Center.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$400,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants of \$50,000 to any senior center accredited by the National Council on Aging's National Institute of Senior Centers through the National Senior Center Accreditation Program. The funds shall be used solely for providing programs and services for older adults. The only such senior centers in Tennessee are as follows:

Johnson City Seniors' Center

FiftyForward College Grove

FiftyForward Knowles in Nashville

FiftyForward Madison Station

FiftyForward Donelson Station

FiftyForward Martin Center in Brentwood

Kingsport Senior Center

St. Clair Senior Center in Murfreesboro.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the

Department of Finance and Administration for the sole purpose of making a grant for the redevelopment of Clayborn Temple.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Department of Health for the sole purpose of making a grant in such amount to IMPACT America, to be used for the purpose of vision screenings for children in low-income communities statewide, and for equipment to accomplish those screenings.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Historical Commission for the sole purpose of restoration of the Historic Franklin Masonic Hall in Williamson County.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants, as follows:

(a) \$250,000 (non-recurring) to the Charles H. Coolidge Medal of Honor Heritage Center in Chattanooga, to be used for programs that educate youth, teens, and adults about the Congressional Medal of Honor; and

(b) \$100,000 (non-recurring) to the Dyersburg Army Air Base Memorial Association, Inc., to be used for the Veterans' Museum.

Item 35. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$270,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Sevier County School System, to be used for operation of the school system and to replace funds lost due to students leaving the district because of a temporary lack of housing.

Item 36. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the ETSU Center of Excellence and Center for Prescription Drug Abuse Prevention and Treatment Center in the ETSU College of Public Health for the sole purpose of funding to support research for the center to help combat the opioid epidemic in the region and state by providing a comprehensive approach providing treatment, prevention, risk reduction, and metrics.

Item 37. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$221,500 (of which \$23,100 shall be non-recurring and \$198,400 shall be recurring) to the Tennessee Bureau of Investigation, for the sole purpose of two (2) additional forensic scientist positions.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$425,000 (non-recurring) to the Department of Mental Health and Substance Abuse Services for the sole purpose of providing the Peer Engagement Program for the Regional Mental Health Institutes.

Item 39. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$85,000 (non-recurring) to the Department of Health for the sole purpose of making a grant in such amount to the Dental Lifeline Network, to be used for a statewide Donated Dental Services (DDS) program that provides direct services to people with disabilities or who are elderly that have no access to dental care.

Item 40. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Hobart Ames Memorial Field Trial Club, to be used for restoration and preservation of the Stencil House at the Ames Plantation.

Item 41. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the LaFollette PostMark, to be used for replacement of period-style windows to assist the building in becoming eligible for the National Register of Historic Places.

Item 42. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$40,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants of \$10,000 each to the four Tennessee Chapters of the National Coalition of 100 Black Women, Inc. (Chattanooga, Memphis, Nashville, and Knoxville) for the purpose of enhancing programs and services related to the health, education, and economic empowerment of black women and girls in Tennessee.

Item 43. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$56,000 (non-recurring) to the Commission on Children and Youth for the sole purpose of making a grant in such amount to Tennessee Court Appointed Special Advocate Association, Inc., to be used for quality assurance and expansion initiatives. The amount of this appropriation is intended to represent \$1,000 for each Court Appointed Special Advocate (CASA) program currently in active operation or development in this state.

Item 44. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$112,000 (non-recurring) to the Tennessee Commission on Children and Youth for the sole purpose of making grants in equal amounts to each of the 56 county Court Appointed Special Advocate (CASA) programs, including the 52 CASA programs currently in active operation and the 4 CASA programs currently in development, to be used for purposes related to the operation or development of the programs.

Item 45. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$15,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the National Foundation for Women Legislators, to be used for organizational membership for the Tennessee General Assembly Women's Caucus and training services.

Item 46. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to the Department of General Services for the sole purpose of making grants in the amount of \$150,000 each to the four (4) accredited Tennessee zoos and the Tennessee Aquarium, to be used for capital improvement projects.

Item 47. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Tennessee Bureau of Investigation for the sole purpose of expenses related to the operation of the Tennessee Dangerous Drug Task Force.

Item 48. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Health for the sole purpose of increasing the capacity of federally qualified health centers and community and faith-based health centers in Tennessee to provide medical and dental care to uninsured adults. The appropriation made under this item shall be divided equally between federally qualified health centers and community and faith-based health centers.

Item 49. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Health for the sole purpose of making a grant in such amount to the Safety Net program of Smile 180 Foundation in Davidson County, to be used for a safety net program to provide dentures to low-income individuals statewide.

Item 50. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$377,250 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Men of Valor, to be used to complete the final four (4) stages of the ongoing study being conducted by Belmont University on the impact of Men of Valor and The Next Door programs on recidivism rates in the state.

Item 51. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Education for the sole purpose of the Breakfast After the Bell school breakfast program. Any unexpended funds shall not revert to the general fund at June 30 and shall be carried forward in a reserve at June 30 and are hereby reappropriated in the subsequent fiscal year.

Item 52. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,400,000 (recurring) to the Department of Health for the sole purpose of restoring funding to early childhood home visiting programs.

Item 53. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient not to exceed \$1,300,000 (non-recurring) to the Department of Revenue for the sole purpose of making grants to the municipal government of the City of Oak Ridge and county government of the County of Roane, to be used to reimburse the City of Oak Ridge and Roane County for the city's and county's portions of the sales and use tax refund owed to UT-Battelle, LLC. Such funds shall be distributed to each of the local governments in amounts that represent the city's and county's respective portions.

Item 54. In addition to any other funds appropriated by the provisions of this act, and to the extent that earnings through June 30, 2018, are available from the Department of Treasury earnings credited to the general fund and not otherwise authorized and distributed to funds or entities participating in the State Pooled Investment Fund, Intermediate Term Investment Fund, and other cash investment programs administered by the State Treasurer, there is appropriated the amount of \$11,000,000 to the Department of Education to be used for the Energy Efficient Schools Initiative, in accordance with Tennessee Code Annotated, Title 49, Chapter 17 for the sole purpose of funding the principal amount of interest-bearing energy efficiency loans to Local Education Agencies. The availability of earnings shall periodically be determined and certified by the State Treasurer, with the approval of the Commissioner of Finance and Administration, prior to the distribution of any funds appropriated in this item. Any unexpended funds shall not revert to the general fund and shall be carried forward in a reserve to be expended for the purposes of this item.

Item 55. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$148,000 (non-recurring) to the Department of Health for the sole purpose of making grants to the Epilepsy Foundations across the state as follows: Epilepsy Foundation of Middle & West Tennessee, Epilepsy Foundation of Southeast Tennessee, and Epilepsy Foundation of East Tennessee. Such grants shall be used for education, child safety and prevention initiatives, and services to those with epilepsy. It is the legislative intent that such grants be distributed based on existing percentages.

Item 56. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Historical Commission for the purpose of sewer and pavement improvements for the Carter House Visitor Center in Franklin, Tennessee.

SECTION 47 – ADDITION TO REVENUE FLUCTUATION RESERVE

AND FURTHER AMEND in Section 47, Item 2 by deleting the language "\$850,000,000 on June 30, 2019" and substituting instead the language "\$861,000,000 on June 30, 2019".

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold, underlined explanatory headings in this amendment;
- and

(2) Exclude this paragraph from the engrossed bill.

Rep. Holt moved to defer House Bill No. 2644 to April 23, 2018, which motion failed by the following vote:

Ayes	23
Noes.....	50
Present and not voting.....	1

Representatives voting aye were: Boyd, Butt, Byrd, Calfee, Coley, Cooper, Crawford, Hardaway, Holt, Keisling, Matlock, Mitchell, Moody, Parkinson, Powell, Rogers, Rudd, Sanderson, Sexton J., Sherrell, Sparks, Thompson, Weaver -- 23

Representatives voting no were: Alexander, Brooks H., Brooks K., Carr, Carter, Clemmons, Curcio, DeBerry, Doss, Dunn, Eldridge, Farmer, Fitzhugh, Forgety, Gant, Halford, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kumar, Lamberth, Love, Lynn, Marsh, Matheny, McCormick, Moon, Pitts, Ramsey, Sargent, Sexton C., Staples, Stewart, Tillis, Towns, Travis, Van Huss, Vaughan, White M., Whitson, Williams, Windle, Madame Speaker Harwell -- 50

Representatives present and not voting were: Ragan -- 1

Rep. Sargent moved that the House concur in Senate Amendments Nos. 2, 3 and 4 to **House Bill No. 2644**, which motion prevailed by the following vote:

Ayes	81
Noes.....	2

Representatives voting aye were: Akbari, Alexander, Boyd, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gant, Goins, Halford, Hardaway, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Keisling, Kumar, Lamberth, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Mitchell, Moody, Moon, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Vaughan, Weaver, White M., Whitson, Williams, Windle, Wirgau, Madame Speaker Harwell -- 81

Representatives voting no were: Holt, Stewart -- 2

A motion to reconsider was tabled.

MOTION TO PLACE BILL ON CALENDAR

Rep. Turner moved that **House Bill No. 2626** be placed on the next available Regular Calendar, which motion prevailed.

RULES SUSPENDED

Rep. Williams moved that the rules be suspended in order to allow **Senate Joint Resolutions Nos. 619, 727, 554 and 557** to be heard in the Health Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. Williams moved that the rules be suspended in order to allow **House Bills Nos. 2310, 1363, 2315, 971, 2111 and 2426** to be heard in the Finance, Ways & Means Committee next week, which motion prevailed.

RULES SUSPENDED

Rep. Williams moved that the rules be suspended in order to allow **House Bills Nos. 1890, 1542, 1758, 1308, 1040, 2129, 2472 and 913** to be heard in the Finance, Ways & Means Committee next week, which motion prevailed.

CLERK'S NOTE TO THE JOURNAL

Pursuant to **Rule No. 20**, Rep. Kane was excused from Session on Thursday, April 19, 2018.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 226 Rep. Sparks as prime sponsor.

House Bill No. 294 Rep. Hazlewood as prime sponsor.

House Bill No. 1337 Rep. Powell as prime sponsor.

House Bill No. 2038 Reps. Littleton and Hazlewood as prime sponsors.

House Bill No. 2190 Reps. Harwell, D. White and Hicks as prime sponsors.

MESSAGE FROM THE SENATE
April 19, 2018

**THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2236; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1534, 1687, 1923, 2695, 2702, 2708, 2711, 2713, 2714, 2716, 2719 and 2720; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 900, 1732, 1765, 1781, 1808, 1852, 1941, 1971, 2043, 2048, 2133, 2159 and 2314; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 824; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 824 -- Education, Higher - As introduced, beginning in 2018, requires public higher education institutions to report to the secretary of state the percentage of student disciplinary contested cases in which a faculty member or institution employee sat as the administrative judge during the prior calendar year; the data will be reported to several legislative committees. - Amends TCA Title 4, Chapter 5; Title 10, Chapter 7; Title 24 and Title 49. by *Haile. (*HB789 by *Ragan, *Daniel, *Terry)

**SIGNED
April 19, 2018**

The Speaker announced that she had signed the following: Senate Bills Nos. 900, 1732, 1765, 1781, 1808, 1852, 1941, 1971, 2043, 2048, 2133, 2159, 2236 and 2314.

TAMMY LETZLER, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

4581

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1882; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 1882 -- Highway Signs - As introduced, directs the department of transportation to erect signs acknowledging each branch of the military within the segment designated as the "Veterans Memorial Mile" in Knox County; authorizes representatives from each branch to plant flowers or other installations within the median of the segment for beautification or decorative purposes; authorizes such representatives to maintain such installations. - Amends TCA Title 54; Title 55; Chapter 85 of the Public Acts of 2011 and Chapter 641 of the Public Acts of 2012. by *Briggs. (*HB1858 by *Kane, *Williams)

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1993; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 1993** -- Criminal Offenses - As introduced, adds assessing the presence of other obstructions for the purpose of maintaining clearances of utility easements as a lawful capture of an image using an unmanned aircraft. - Amends TCA Title 39 and Title 40. by *Johnson. (HB2256 by *Curcio, *Whitson, *VanHuss)

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1788; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2076; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2076 -- Taxes, Ad Valorem - As introduced, exempts from property taxation barrels manufactured from timber that are used to age or store intoxicating liquor. - Amends TCA Title 67. by *Yager. (*HB2038 by *Alexander, *Marsh, *Wirgau)

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 2301; substituted for Senate Bill on same subject, amended, and passed by the Senate.

4582

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 19, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 2381;

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
April 19, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution No. 1210;

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, HB2603. On Thursday, April 19, 2018, the Senate lifted from the table the motion to reconsider and moved to reconsider. The Senate adopted amendment #3 and passed HB2603 as amended.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2025; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1807; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1666; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 2068; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1926; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, HB132. On Thursday, April 19, 2018, the Senate lifted from the table the motion to reconsider and moved to reconsider. The Senate adopted amendment #2 and passed HB132 as amended.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 2336; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 19, 2018**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 2202; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 19, 2018

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2571; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2571 -- Education, Dept. of - As introduced, requires the department to establish in six public schools a three-year pilot program to improve parent-teacher engagement in any grade from kindergarten through grade two. - Amends TCA Title 49, Chapter 6. by *Hensley. (*HB2060 by *Smith, *DeBerry, *White M, *Cooper)

MESSAGE FROM THE SENATE
April 19, 2018

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 2693; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2693 -- Motor Vehicles, Titling and Registration - As introduced, requires the commissioner of revenue to annually report the status of the computerized titling and registration system for motor vehicles to the transportation and safety committee of the senate and the transportation committee of the house of representatives by March 15 rather than March 1. - Amends TCA Title 55. by *Bailey. (*HB1521 by *Doss)

REPORT OF CHIEF ENGROSSING CLERK
April 19, 2018

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 879, 906, 954, 1065, 1066, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1081, 1082, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128 and 1129; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR
April 19, 2018

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 1473, 1557, 1605, 1671, 1701, 1717, 1729, 1870, 1888, 1975, 2000, 2006, 2021, 2053, 2153, 2174, 2189, 2331, 2337, 2339, 2423, 2438, 2636, 2681 and 2706; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

ENROLLED BILLS
April 19, 2018

**THURSDAY, APRIL 19, 2018 -- SEVENTY-FIFTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345 and 346; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 19, 2018**

The Speaker announced that she had signed the following: House Resolutions Nos. 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345 and 346.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
April 19, 2018**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 1083, 1084, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279 and 1280.

GREG GLASS, Chief Engrossing Clerk

RECESS

On motion of Rep. Williams, the House stood in recess until 4:00 p.m., Monday, April 23, 2018.